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Amendment No. 2 to HB2353

**Fitzhugh
Signature of Sponsor**

AMEND Senate Bill No. 2334

House Bill No. 2353*

by deleting in their entirety items 14, 15, 16, 17, 23, 29, 30.2, and 31 in Section 1, Title III-22, of the printed bill and substituting instead the following:

- 14. State Employee Salary Increase – 7/1/0728,200,000.00
- 15. Higher Education Salary Increase – 7/1/07.....22,000,000.00
- 16. State Employee Salary Compression23,800,000.00
- 17. Higher Education – Group Health Insurance
Premium – 1/1/081,100,300.00
- 23. Group Health Insurance Premium – 1/1/08 –
State Agencies10,732,500.00
- 29. Risk Management Premiums.....1,682,800.00
- 30.2 Postage Rate Increase800,000.00

and by renumbering all items after item 30 accordingly;

and by deleting the following:

Total Title III-22.....\$185,273,300.00

and by substituting instead the following:

Total Title III-22.....\$166,038,900.00

AND FURTHER AMEND in Section 49 of the printed bill by deleting from Item 1 the words and figure “one percent (1%)” and substituting instead “two percent (2%)” and by deleting from the second sentence of Item 1 all of the words and punctuation after “such statutory plan” and substituting instead a period (“.”);

and by deleting Item 3 in its entirety and substituting instead the following:

Item 3. (a) In addition to the appropriations to the Department of Safety in Section 1, Title III-20, and the Department of Commerce and Insurance in Section 1, Title III-12, there is appropriated to the Department of Safety the additional sum of \$2,265,200 for salary survey raises, including \$2,260,900 from the general fund and \$4,300 from dedicated funds; and to the Department of Commerce and Insurance, Tennessee Law Enforcement Training Academy, the sum of \$57,600 from the general fund. It is the legislative intent that the survey portion of the commissioned officer pay plan in the Department of Safety and the Department of Commerce and Insurance, as referenced in Tennessee Code Annotated, Section 4-7-205, shall be implemented at 100% of the value of the current survey effective July 1, 2007.

(b) In addition to the appropriations to the Tennessee Wildlife Resources Agency (TWRA) in Section 1, Title III-6, there is appropriated from TWRA funds the sum of \$1,631,600 for salary step and survey increases. It is the legislative intent that the survey portion of the Tennessee Wildlife Resources Agency pay plan shall be implemented at 100% of the value of the current survey effective July 1, 2007.

and by designating the existing paragraph of Item 4 as paragraph "(a)" and inserting in Item 4 a new paragraph (b) to read as follows:

(b) It is the legislative intent that the appropriation of \$22,000,000 in Section 1, Title III-22, Item 15, for Higher Education Salary Increase, and the sum of \$11,000,000 in Section 1, Title III-10, Higher Education, for the academic formula and non-formula operating improvement provide a total of \$33,000,000 for the state appropriation share of salary improvement.

and by deleting Item 5 in its entirety and substituting instead the following:

Item 5. The appropriation made in Section 1, Title III-22, Item 16, is made to address the issue of State Employee Salary Compression. Prior to allocating this appropriation, the Commissioner of Personnel and the Commissioner of Finance and Administration, after consulting with the Tennessee State Employees Association, shall submit to the Speaker of the Senate; the Speaker of the House of Representatives; the chairmen of the Finance, Ways and Means committees of the Senate and the House of Representatives; and the Office of

Legislative Budget Analysis a plan for allocation of this appropriation to the state agencies. This plan shall be in accordance with guidelines set forth in the “Joint Study of Salary Compression” dated October 28, 2005, that was prepared by the Tennessee State Employees Association and the Tennessee Department of Personnel.

AND FURTHER AMEND in Section 29 of the printed bill by adding the following new items 19 and 20:

Item 19. It is the legislative intent that the appropriation of \$1,100,300 in Section 1, Title III-22, Item 17 as amended, Higher Education – Group Health Insurance Premium – 1/1/08, and the sum of \$6,767,200 in Section 1, Title III-10, Higher Education, for the academic formula and non-formula operating improvement provide a total of \$7,867,500 for the state appropriation share of the group health insurance premium increase.

Item 20. From the appropriation in Section 1, Title III-22, Item 29 as amended, Risk Management Premiums, the sum of \$253,700 is appropriated for higher education premium adjustments. It is the legislative intent that the appropriation of \$253,700 in this item and the sum of \$217,200 in Section 1, Title III-10, Higher Education, for the academic formula and non-formula operating improvement provide a total of \$470,900 for the state appropriation share of the risk management premium increase.

AND FURTHER AMEND the printed bill by deleting section 56 in its entirety and by renumbering subsequent sections accordingly.

AND FURTHER AMEND in Section 11 of the printed bill by deleting Items 4 and 5 in their entirety and by renumbering subsequent items accordingly.

AND FURTHER AMEND in Section 1, Title III-9 of the printed bill by deleting in their entirety Item 2.1c and the subtotal for item 2.1, total for item 2, and total for Title III-9 and substituting instead the following:

| | |
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| c. BEP and Other LEA Support..... | 3,513,281,300.00 |
| Subtotal State Programs..... | 3,694,280,800.00 |
| Total Kindergarten, Elementary, and Secondary..... | 3,749,982,400.00 |
| Total Title III-9..... | 3,800,812,400.00 |

AND FURTHER AMEND by deleting from the printed bill Section 11, Item 1, in its entirety and substituting instead the following:

Item 1. The appropriation made in Section 1, Title III-9, Item 2.1c, for the Basic Education Program (BEP), shall be administered pursuant to the provisions of the Education Improvement Act (Public Chapter No. 535 of the Public Acts of 1992) and Senate Bill 2177 / House Bill 2293. The BEP formula shall be calculated for the fiscal year using the following criteria; and it hereby is recognized that the appropriation in Section 1, Title III-9, Item 2.1c, includes \$290,100,000 recurring and \$5,385,000 non-recurring for phasing in the BEP changes pursuant to the cited bill:

(a) The state shall provide seventy percent (70%) of the funds generated for the instructional positions component;

(b) The dollar value of the BEP instructional positions component shall be thirty-eight thousand dollars (\$38,000);

(c) The formula shall provide one hundred percent (100%) funding for at-risk students in grades K-12;

(d) The formula shall provide funding for English language learners at a ratio of one to thirty (1:30) and one to three hundred (1:300) for teachers to students and translators to students, respectively;

(e) Each local education agency (LEA) shall receive no less than a twenty-five percent (25%) state share in the non-classroom components;

(f) The cost differential factor shall be applied at a level of fifty percent (50%); and

(g) Local fiscal capacity shall be calculated by applying a weight of fifty percent (50%) of the current multiple regression analysis model and fifty percent (50%) of the model based on

local jurisdictions' ability to raise revenue for education from local option sales tax and property tax as provided in Senate Bill 2177 / House Bill 2293.

AND FURTHER AMEND the printed bill by adding the following sections between sections 57 and 58 of the printed bill and by renumbering sections accordingly:

SECTION _____. In addition to the appropriations in Section 1, Title III-9, Department of Education, the following amounts hereby are appropriated to the Department of Education, and the Commissioner of Finance and Administration is authorized to adjust departmental revenues and authorized positions accordingly:

Item 1. To the State Board of Education, the sum of \$97,000, including \$77,000 recurring and \$20,000 non-recurring for implementation of Senate Bill 570 / House Bill 472, relative to education accountability. One full-time position is authorized. This appropriation is subject to the cited bill becoming a law.

Item 2. For the Governor's Schools program the sum of \$450,000, to be allocated as follows: (a) emerging technologies school at Tennessee Technological University, \$180,000; (b) scientific models and data analysis school at East Tennessee State University, \$120,000; and (c) computational physics and applications school at Austin Peay State University, \$150,000.

Item 3. To the School for the Blind, the sum of \$335,500, including \$285,500 recurring and \$50,000 non-recurring and three full-time positions, for staffing needs and van replacement.

Item 4. For the Teach Tennessee and related programs, the sum of \$2,000,000 (non-recurring) to address teacher recruitment in specific shortage areas, especially math and science in hard-to-staff schools. It is the intent that this appropriation expand the current Teach Tennessee program; provide for teacher reservists, who participate in training and school teaching tours while maintaining other careers; provide for adjunct teachers, who participate in training and teach school part-time while maintaining other jobs; and provide a grant of

\$150,000 for Teach for America in order to recruit recent college graduates and provide training and support for 100 teachers in hard-to-staff Memphis city schools.

Item 5. For K-4 math teachers professional development, the sum of \$2,000,000 (non-recurring) to be granted to Tennessee State University for such programs at historically black colleges and universities in Tennessee.

Item 6. To Grants-in-Aid, the sum of \$3,000,000 (non-recurring) for public television digital conversion, to be granted non-recurring as follows: (a) \$500,000 each to WDCN Nashville, WKNO Memphis, WCTE Cookeville, WTCI Chattanooga, and WLJT Martin; (b) \$340,000 to WSJK Knoxville; and (c) \$160,000 to WKOP Knoxville.

Item 7. (a) For the Tennessee Geographical Alliance, the sum of \$500,000 (non-recurring) as a grant to establish a K-12 geographic literacy endowment in conjunction with an equal donation from a National Geographic Society foundation grant, it being the legislative intent that interest earnings support the literacy program in the future.

(b) Provided, further, that from the appropriation in Section 1, Title III-9, to the Department of Education, an amount of \$30,000 in the base budget for a grant to the Tennessee Geographical Alliance hereby is designated as non-recurring.

Item 8. To Grants-in-Aid the sum of \$50,000 (non-recurring) to be granted to the Tennessee Historical Society for continued maintenance, enhancement, and expansion of the on-line edition of the Tennessee Encyclopedia of History and Culture.

Item 9. To Grants-in-Aid the sum of \$50,000 (non-recurring) to be granted to Tennessee History for Kids for operating and enhancing a Web site to provide internet-based curriculum resources for instruction in Tennessee history.

SECTION _____. In addition to the appropriations in Section 1, Title III-10, Higher Education, the following amounts hereby are appropriated, and the Commissioner of Finance and Administration is authorized to allocate the amounts to the appropriate organizational units:

Item 1. To TSU Agricultural Research and Extension the sum of \$2,100,000, which together with the appropriation in Section 1, Title III-10 will provide the full \$4,100,000 match to federal 1890 land grant college appropriations.

Item 2. To East Tennessee State University College of Medicine the sum of \$1,400,000 for the energy costs agreement.

Item 3. To the Board of Regents the sum of \$150,000 for the Washington Center Internship program, providing for 30 internships in the nation's Capital in conjunction with other non-state sources.

Item 4. To UT Martin the sum of \$1,500,000 (non-recurring) for start-up costs of adult continuing education satellite programs in Ripley, Selmer, and Parsons.

Item 5. To the UT Agricultural Experiment Station the sum of \$200,000 (non-recurring).

SECTION _____. In addition to the appropriations in Section 1 of this act, except as otherwise provided herein, the following amounts hereby are appropriated, and the Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust departmental revenues and authorized positions accordingly:

Item 1. To the Department of Correction, 1985 Sentencing Act, the following amounts, subject to the cited bill becoming a law: (a) Senate Bill 790 / House Bill 1837, relative to aggravated robbery second offenses and the 85 percent of sentence classification, the sum of \$5,414,300; (b) Senate Bill 1322 / House Bill 1834, relative to street terrorism, the sum of \$7,399,600; (c) Senate Bill 64 / House Bill 8, relative to registration of sexual offenders from other states, the sum of \$1,300.

Item 2. To the Board of Probation and Parole the sum of \$1,916,000 from the general fund, including \$1,890,900 recurring and \$25,100 non-recurring and 46 full-time positions, for implementation of GPS tracking requirements of Senate Bill 2235 / House Bill 2314, Jessica's Law, subject to the bill becoming a law. There is further appropriated such sums as may be estimated from supervision fees.

Item 3. From the appropriation in Section 1, Title III-1, Item 8.1, Criminal Injuries Compensation, the sum of \$1,692,500 is appropriated for implementation of Senate Bill 724 / House Bill 1188, relative to forensic medical exams in sexual assaults, subject to that bill and

Senate Bill 2327 / House Bill 2352, relative to litigation taxes reallocated to the criminal injuries compensation fund, both becoming law.

Item 4. To the Miscellaneous Appropriations the sum of \$1,118,000 for implementation of Senate Bill 332 / House Bill 464, relative to public safety officers retirement and supplemental bridge benefit.

Item 5. To the District Attorneys General the sum of \$3,297,000, including \$3,139,000 recurring and \$158,000 non-recurring for the following purposes:

(a) For 43 full-time positions, including 32 assistant district attorneys and 11 secretaries, the sum of \$3,058,500, including \$2,900,500 recurring and \$158,000 non-recurring.

(b) To maintain one existing full-time victim-witness coordination position in the 3rd judicial district (Greene, Hamblen, Hancock, and Hawkins counties) the sum of \$38,500 to replace expired federal grant funds. This appropriation is subject to certification by the Commissioner of Finance and Administration that the grant has expired.

(c) For expert witness and interpreter fees, the sum of \$200,000.

Item 6. To the District Public Defenders the sum of \$1,950,000, including \$1,549,000 recurring and \$401,000 non-recurring for the following purposes:

(a) For 22 full-time positions, including 14 assistant public defenders, 3 investigators, and 5 secretaries, the sum of \$1,700,000, including \$1,549,000 recurring and \$151,000 non-recurring.

(b) For phone systems replacement, the sum of \$250,000 (non-recurring).

Item 7. To the Board of Probation and Parole the sum of \$3,834,300, including \$3,672,900 recurring from the general fund and \$161,400 non-recurring from the agency's supervision fee reserve, in order to establish 88 full-time positions necessary for caseload growth.

Item 8. To the Board of Probation and Parole, for eight full-time psychiatric social work positions, the sum of \$392,800, including \$388,100 recurring from the general fund and \$4,700 non-recurring from the agency's supervision fee reserve.

Item 9. To the Tennessee Bureau of Investigation, for a cyber-crime unit, the sum of \$1,079,100, including \$746,000 recurring and \$333,100 non-recurring and five full-time positions.

Item 10. To the Court System, for Court of the Judiciary staffing, the sum of \$205,000.

Item 11. To the Department of Finance and Administration, Criminal Justice Programs, the sum of \$1,050,000, including \$900,000 recurring and \$150,000 non-recurring for the sole purpose of making equal grants to the following police departments to establish, implement, and operate a statewide network of regional Internet Crimes Against Children (ICAC) task forces as follows: (a) Knoxville Police Department, \$350,000; (b) Memphis Police Department, \$350,000; and (c) Metropolitan Nashville and Davidson County Police Department, \$350,000.

Each agency shall operate such ICAC task force in a manner consistent with established guidelines under federal ICAC task force criteria and guidelines from the United States Department of Justice, Office of Juvenile Justice and Delinquency Programs. Funds received pursuant to this item shall be used exclusively by the regional ICAC task forces to:

(1) Conduct law enforcement investigations into child pornography and online enticement of children;

(2) Recruit, train, coordinate and support a network of cooperating law enforcement agencies within their region, with an emphasis on assisting them with training, forensic computer analysis and ensuring established national protocols are followed; and

(3) Serve as a law enforcement liaison bringing together local, state, national, and international police agencies and prosecutors.

It is the intent of the General Assembly that the ICAC task force currently operated by the Knoxville Police Department be the coordinating agency for the statewide ICAC

network and that such department annually report to the General Assembly as to the statewide networks activities.

Item 12. To the Department of Finance and Administration, Criminal Justice Programs, the sum of \$250,000 (non-recurring) for a grant to the Tennessee Association of Chiefs of Police for the Internet predators awareness campaign.

Item 13. To the Department of Finance and Administration, Criminal Justice Programs, the sum of \$500,000 (non-recurring) to complete the methamphetamine treatment pilot project in the Davidson County Drug Court.

Item 14. To the Department of Finance and Administration, the sum of \$200,000 and two full-time positions to establish a criminal justice coordinating council, an interagency and intergovernmental policy group, which will review, research, and analyze trends and best practices affecting the growth of Tennessee's adult felon population and propose strategies and policy to manage growth and distribution. It is the legislative intent that the council expire at June 30, 2010, unless otherwise provided at that time.

Item 15. To the Department of Correction, Tennessee Prison for Women, the sum of \$147,300 to continue one full-time position for the therapeutic community program upon the expiration of a federal grant. This appropriation is subject to certification by the Commissioner of Finance and Administration that grant-funding of the position has expired.

Item 16. To the Department of Correction the sum of \$300,000 (non-recurring) for radio system repair at Northwest Correctional Complex.

Item 17. To the Department of Children's Services the sum of \$490,000 to fund 14 forensic investigators at child advocacy centers.

Item 18. To the Department of Commerce and Insurance, POST Commission, the sum of \$357,600 to maintain grants at the level specified in Section 7, Item 13.

SECTION _____. In addition to the appropriations in Section 1 of this act, except as otherwise provided herein, the following amounts are appropriated for implementation of legislation, subject to the specified bill becoming a law, and the Commissioner of Finance and

Administration may allocate these appropriations to the appropriate organizational units and adjust federal and other departmental revenues and authorized positions accordingly.

Item 1. To the Military Department, \$123,800 for Senate Bill 2187 / House Bill 2243, relative to extending military leave from 15 to 20 days.

Item 2. To the Department of Correction, Sentencing Act of 1985, \$2,200 for the incarceration cost of Senate Bill 2227 / House Bill 2261, relative to prescription drug fraud.

Item 3. To the General Assembly, \$3,300 for Senate Bill 2194 / House Bill 2251, relative to a juvenile records task force on submission of juvenile fingerprints and reporting of juvenile court dispositions.

Item 4. To the Department of Revenue, \$420,000, including \$220,000 recurring and \$200,000 non-recurring and three (3) full-time positions, for Senate Bill 2326 / House Bill 2354, relative to tobacco taxes.

Item 5. To the Department of Revenue, \$390,000, including \$270,000 recurring and \$120,000 non-recurring and three (3) full-time positions, for Senate Bill 2223 / House Bill 2281, relative to taxation.

Item 6. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it. From the appropriations to the Law Enforcement Training Academy in Section 1, Title III-11, Item 8, and Section 4, Title III-11, Item 9, of this act and in Public Acts of 2006, Chapter 963, the sum of \$13,200 hereby is appropriated to implement Senate Bill 2261 / House Bill 2309, relative to retirement and a supplemental bridge benefit for commissioned instructors at the academy; provided that \$6,600 is for costs in the 2006-2007 fiscal year and \$6,600 is for 2007-2008 recurring costs.

Item 7. To the Department of Economic and Community Development, \$270,000 for Senate Bill 281 / House Bill 267, relative to increasing grants to development districts.

Item 8. To the Department of Human Services, \$270,000 for Senate Bill 402 / House bill 95, relative to grants to human resource agencies (HRAs), increasing grants to \$120,000 each.

Item 9. To the Miscellaneous Appropriations, \$109,100 for Senate Bill 643 / House Bill 808, relative to state employees working in a higher position classification for a limited time.

There is further appropriated \$72,800 from dedicated funds and federal and other departmental revenue; and the Commissioner of Finance and Administration may allot dedicated and other revenues to the extent necessary.

Item 10. To the Miscellaneous Appropriations, \$40,000 for House Joint Resolution 155, relative to an African American sculpture in the State Capitol. This appropriation shall not revert to the general fund at any June 30, but shall be carried forward and reallocated until expended for the resolution's purpose.

Item 11. To the Department of Agriculture, \$15,000,000 for the purpose of increasing the Agricultural Enhancement Program appropriation to \$26,000,000, including \$21,000,000 apportioned to the Agricultural Enhancement Program by Senate Bill 2326 / House Bill 2354, relative to tobacco taxation. The appropriation of \$15,000,000 in this item and \$6,000,000 in Section 1, Title III-3, Department of Agriculture, is subject to an apportionment being made to the Agricultural Enhancement Program in the amount of \$21,000,000 in the cited bill, if the bill becomes a law.

Item 12. Notwithstanding other provisions of this section, the appropriation to the Department of Health for tobacco-use prevention, in Section 1, Title III-16, Item 3.4, Communicable and Environmental Disease Prevention, is reduced by \$5,000,000, thereby reducing the improvement item for tobacco-use prevention to \$10,000,000, such appropriation from the general fund being subject to Senate Bill 2326 / House Bill 2354 becoming a law.

Item 13. From the appropriation in Section 1, Title III-3, Item 8, Agricultural Resources Conservation Fund, the following amounts are earmarked for implementation of legislation, subject to the specified bill becoming a law:

(a) For Senate Bill No. 2165 / House Bill No. 2228, a sum sufficient for administrative purposes, to provide technical assistance to grant recipients, and as matching dollars to obtain additional funding.

(b) For Senate Bill No. 2166 / House Bill No. 2229, the sum of \$85,500 through an existing grant made to each soil conservation board, to fund an increase in per diem from \$15 to \$30.

Item 14. (a) From the appropriations in Section 1 and 4 of this act, to the Department of Children's Services, the sum of \$54,400 (\$37,200 state appropriation and \$17,200 federal funds) is appropriated to implement Senate Bill 907 / House bill 374, relative to prohibition on hiring of child abusers by education agencies. The Commissioner of Finance and Administration is authorized to establish one full-time position in the Department of Children's Services.

(b) In addition to the appropriation of departmental revenues in Section 4 of this act there is appropriated from departmental revenue the following amounts to implement Senate Bill 907 / House Bill 374, relative to enforcement of and mediation and training on federal Individuals with Disabilities Act (IDEA) and state special education law:

(1) To the Court System the sum of \$61,000 for mediator training on special education law:

(2) To the Secretary of State the sum of \$69,000 for administrative law due-process hearings, mediation, and training.

Item 15. From the appropriations to the Department of Safety in Section 1, Title III-20, there is appropriated a sum sufficient not to exceed \$100,000 to implement Public Acts of 2007, Chapter 165 (Senate Bill 1604 / House Bill 491), relative to immigration law enforcement by and training of the Highway Patrol. The Commissioner of Finance and Administration is authorized to adjust federal revenue estimates accordingly.

Item 16. From the appropriations in this act to the Department of Agriculture and the Department of Transportation, there hereby is appropriated the following sums to implement Senate Bill 2150 / House Bill 2216, relative to alternative fuels programs:

(a) To the Department of Transportation, \$75,000 from funds in the highway fund relative to authority to encourage political subdivisions and public colleges and universities to increase the number of fleet vehicles using alternative fuels. The department is authorized to establish one full-time position.

(b) To the Department of Agriculture a sum sufficient relative to alternative fuel research provisions of the bill. The department is authorized to establish one full-time position.

SECTION _____. In addition to the appropriations in Section 1 of this act, the following amounts hereby are appropriated, and the Commissioner of Finance and Administration may allocate them to the appropriate organizational units and adjust departmental revenue and authorized positions accordingly:

Item 1. To Cover Tennessee Health Care Programs, Cover Kids, the sum of \$820,100 for dental and vision services, to begin approximately January 1, 2008. In addition to the appropriation of departmental revenues in Section 4, there also is appropriated the sum of \$2,460,400 from federal sources for this purpose.

Item 2. To Cover Tennessee Health Care Programs, Cover Kids, a sum not to exceed \$1,000,000 from the Cover Kids reserve carried forward at June 30, 2007, for the Meharry Medical College outreach program, in support of the Cover Kids program.

Item 3. To the Miscellaneous appropriations the sum of \$2,200,000 (non-recurring) for a grant to the State Veterans Home Board for implementation of a corrective action plan. Provided further that the Commissioner of Finance and Administration is authorized to transfer to the appropriate organizational unit an amount of \$200,000 appropriated in Section 1, Title III-2, Item 6, Department of Veterans Affairs, such \$200,000 being an improvement in the 2007-2008 Budget Document for an independent review of state veterans homes.

Item 4. To the Department of Safety the sum of \$1,676,700, including \$1,575,300 recurring and \$101,400 non-recurring, to establish 40 full-time positions in the dispatch program.

Item 5. To the Department of Safety, the sum of \$1,281,000, including \$1,248,600 recurring and \$32,400 non-recurring, to establish 36 full-time positions in the drivers license examination program.

Item 6. To the Military Department, Tennessee Emergency Management Agency, the sum of \$316,200 for a 1:1 match to federal emergency planning funds.

Item 7. To the Department of Environment and Conservation, Conservation Compensation Fund, the sum of \$22,000 for in-lieu-of-tax payments to local governments. This

appropriation is subject to an appropriation being made in this act for purchase of North Cumberland Plateau lands.

Item 8. To the Department of Environment and Conservation, Historical Commission, the sum of \$82,600 for rent.

Item 9. To the Department of Economic and Community Development, Film and Television Incentive Fund, the sum of \$10,000,000 (non-recurring).

Item 10. To the Department of Human Services, the sum of \$210,000 for the purpose of increasing recurring grants to 21 community action agencies to \$25,000 each, for the following organizations: Anderson County Community Action Commission; Blount County Community Action Agency; Bradley-Cleveland Community Services Agency; Chattanooga Human Services Department; Clarksville-Montgomery County Community Action Agency; Delta Human Resource Agency; Douglas Cherokee Economic Authority, Inc.; Highland Rim Economic Corporation; Knoxville-Knox County Community Action Committee; Metropolitan Action Commission; Mid-Cumberland Community Action Agency; Mid-East Community Action Agency; Mountain Valley Economic Opportunity Authority; East Tennessee Human Resource Agency; Northwest Tennessee Economic Development Council; Shelby County Community Services Agency; South Central Human Resource Agency; Southeast Tennessee Human Resource Agency; Southwest Human Resource Agency; Upper Cumberland Human Resource Agency; and Upper East Tennessee Human Development Agency.

Item 11. To the Secretary of State, Help America Vote Act, a sum not to exceed \$800,000 (non-recurring) for the purpose of providing an approximate 5 percent state match to federal funds for voting machine or system modifications or replacements necessary to comply with federal law on paper trail and related matters. Such federal funds as may be available for this purpose hereby are appropriated. The appropriation of state funds in this item is subject to certification by the Secretary of State that the federal funds are available and subject to approval of the Commissioner of Finance and Administration, notwithstanding other provisions of this act.

Item 12. To the Department of Tourist Development the sum of \$60,000 and one full-time position for Civil War sesquicentennial coordination.

Item 13. To the Miscellaneous Appropriations the sum of \$250,000 (non-recurring) for the Telling Tennessee Stories audio history project.

Item 14. To the Miscellaneous Appropriations the sum of \$300,000 (non-recurring) for a grant to the Green McAdoo Cultural Organization for operating costs of the Green McAdoo Cultural Center in the City of Clinton.

Item 15. To the Department of Human Services the sum of \$1,000,000 (non-recurring) for distribution to the five food banks across the state for the purpose of purchasing, handling, and transporting food and replacing equipment, for hunger relief. The grant shall be made to Second Harvest Food Bank of Middle Tennessee, which shall distribute the funds to the five food banks on the basis of an accepted formula using population and poverty population. The formula for distribution by Second Harvest is subject to advance approval of the Commissioner of Human Services, before making this direct appropriation grant. The five food banks to receive funds on this basis are: Second Harvest Food Bank of East Tennessee in Knoxville, Second Harvest Food Bank of Northeast Tennessee in Gray, Chattanooga Area Food Bank, Memphis Food Bank, and Second Harvest Food Bank of Middle Tennessee in Nashville.

Item 16. To the Tennessee Housing Development Agency the sum of \$2,650,000 (non-recurring) for the housing fund for very-low-income, elderly, and special-needs housing assistance.

Item 17. To the Department of Health, Health-Care Safety Net program, the sum of \$6,000,000 (non-recurring) for grants to community and faith-based clinics.

Item 18. To the Department of Health, Health-Care Safety Net program, the sum of \$3,000,000 (non-recurring) for grants to federally qualified health centers (FQHCs) totaling \$7,600,000 (\$4,600,000 recurring base and \$3,000,000 non-recurring).

Item 19. To the Department of Health, the sum of \$1,000,000 for the breast and cervical cancer screening program, and seven full-time positions are authorized.

Item 20. To the Department of Health, the sum of \$175,000 (non-recurring) for a grant to Meharry Medical College Center for Women's Health Resources for a digital mammography database.

Item 21. To the Department of Economic and Community Development, the sum of \$25,000 (non-recurring) for the state to be represented in its official capacity as host of a national meeting.

Item 22. To the Department of Correction, the sum of \$10,000 for a grant to the American Lung Association for the Freedom from Smoking program at state prisons.

Item 23. To the Miscellaneous Appropriations, the sum of \$400,000 for performance-based budgeting, including restoration of seven authorized positions.

Item 24. To the Miscellaneous Appropriations, the sum of \$155,800 for administrative law hearings rate increase.

Item 25. To the Miscellaneous Appropriations the sum of \$602,800 for a Cook-Chill program rate increase of approximately 1.4 percent, reflecting equipment replacement. This appropriation is subject to approval of the Commissioner of Finance and Administration.

Item 26. To the Miscellaneous Appropriations the sum of \$141,300 for a General Services Print Shop rate increase of approximately 4.2 percent, reflecting equipment replacement. This appropriation is subject to approval of the Commissioner of Finance and Administration.

Item 27. To the Department of Economic and Community Development the sum of \$4,175,000 (non-recurring) for a grant to Connected Nation for broadband access in Tennessee.

Item 28. To the Department of Economic and Community Development the sum of \$250,000 (non-recurring) for a planning grant to Mississippi River Natural and Recreational Corridor for an economic development tourism initiative.

Item 29. To the TennCare Program from the TennCare reserve the sum of \$30,000,000 (non-recurring) for the sole purpose of making payments to Tennessee hospitals. It is the legislative intent that these funds be used to:

(1) Address the needs of hospitals that experience high charity care expenses for services provided in their communities;

(2) Guarantee reimbursement to the state's critical access hospitals, as designated by the United States Department of Health and Human Services, of an amount equal to the actual costs experienced by such hospitals in treating the TennCare population; and

(3) Address un-reimbursed cost of services provided by critical access hospitals.

Expenditures for the purpose of effecting sub-item 1 above shall only be made to hospitals participating in the TennCare and CoverTN programs; provided, however, that this limitation does not apply to critical access hospitals. Expenditures for the purposes of effecting sub-items 2 and 3 above shall not exceed \$5,000,000. It is the legislative intent that the Commissioner of Finance and Administration utilize the TennCare reserve and any federal funding which may be available to make these payments.

SECTION _____. It hereby is acknowledged that Office for Information Resources rates will be adjusted, for a net general fund appropriation reduction of \$530,000 in the various state agencies. The Commissioner of Finance and Administration is authorized to adjust and reallocate general fund appropriations, dedicated appropriations, and federal and other departmental revenues accordingly.

SECTION _____. The appropriations in Section 1 of this act, except as otherwise provided herein, hereby are reduced in the following amounts:

Item 1. In Section 1, Title III-1, Item 3.9, Ethics Commission, reduced by \$175,000 for the purpose of deleting three (3) improvement positions that had been recommended in the 2007-2008 Budget Document.

Item 2. In Section 1, Title III-7, Item 19, Sentencing Act of 1985, reduced by \$613,100 for the purpose of deleting improvements in the 2007-2008 Budget Document of \$573,500 and \$39,600, for which no legislation was introduced.

AND FURTHER AMEND the printed bill by deleting Section 52, Item 3, in its entirety.

AND FURTHER AMEND the printed bill by deleting from Section 1, Title III-31, Item 4, the figure “\$133,180,000.00” and substituting instead “\$124,180,000.00” and by deleting from the total for Section 1, Title III-31, the figure “\$344,281,000.00” and substituting instead “\$335,281,000.00”.

AND FURTHER AMEND the printed bill by inserting the following new section between sections 57 and 58 of the printed bill, but following the new sections above:

SECTION _____. In addition to the appropriations in Section 1, Title III-5, Item 31, Tennessee Heritage Conservation Trust Fund, there hereby is appropriated the sum of \$82,000,000 for land and related acquisitions in the North Cumberland Plateau land acquisition project. These funds shall be expended in accordance with the Tennessee Heritage Conservation Trust Fund law.

AND FURTHER AMEND the printed bill by inserting the following new section between sections 57 and 58 of the printed bill, but following the new sections above:

SECTION _____. Capital Outlay.

Item 1. In addition to the appropriations in Section 1, Title III-32 for capital outlay, there hereby is appropriated the following sums:

(1) Education – School for the Blind –
Campus repairs and Improvements\$ 2,250,000

Higher Education:

(2) UT Knoxville Music Center\$30,000,000

(3) Pellissippi State CC, Blount County Center 17,200,000

(4) UT Chattanooga New Library 48,000,000

Sub-Total Higher Education.....\$95,200,000

(5) F&A - Zoo and Aquarium Grants

(a) Memphis Zoo.....\$ 750,000

(b) Nashville Zoo..... 750,000

(c) Knoxville Zoo 750,000

| | |
|--|---------------------|
| (d) Chattanooga Zoo | 150,000 |
| (e) Tennessee Aquarium at Chattanooga | <u>600,000</u> |
| Sub-Total F&A – Zoo and Aquarium Grants | <u>\$ 3,000,000</u> |
| (6) F&A – Other Grants: | |
| (a) Town of Erwin – Assisted Living Facility..... | \$3,000,000 |
| (b) Ladies’ Hermitage Association – Hermitage restoration | 1,000,000 |
| (c) African American History Foundation of Nashville, Inc. – Museum of African American Music Art and Culture | 500,000 |
| (d) City of Lake City – Coal Miners Museum | 100,000 |
| (e) East Tennessee Veterans Memorial Association – East Tennessee Veterans Memorial | 500,000 |
| (f) Carroll County Watershed Authority – Carroll County Lake Project..... | 500,000 |
| (g) Fort Campbell Historical Association – Wings of Liberty Museum | <u>500,000</u> |
| Sub-Total F&A – Other Grants..... | <u>\$6,100,000</u> |
| (7) Agriculture – Existing Agriculture Arenas: | |
| (a) Tennessee Technological University..... | \$ 150,000 |
| (b) Middle Tennessee State University..... | 150,000 |
| (c) Roane State Community College | 150,000 |
| (d) Walters State Community College | 150,000 |
| (e) University of Tennessee Knoxville | 150,000 |
| (f) University of Tennessee Martin..... | <u>150,000</u> |
| Sub-Total Agriculture - Existing Agricultural Arenas | <u>\$ 900,000</u> |
| Other Projects: | |
| (8) F&A – Legislative Plaza ADA-Compliant bathroom..... | \$1,700,000 |
| (9) F&A – Bicentennial Mall land acquisition | 1,200,000 |
| (10) F&A – Crafts Center in East Tennessee (market for artisans) – Planning | 500,000 |

| | |
|---|----------------------|
| (11) F&A – Civil War Boat in the Tennessee River at Johnsonville – Planning | 200,000 |
| (12) TWRA – Fishing Trail – Land acquisition and planning | <u>2,600,000</u> |
| Sub-Total Other Projects | <u>\$6,200,000</u> |
| Total Capital Outlay Appropriation | <u>\$113,150,000</u> |

Provided further that, from the June 30, 2007, reversion or unexpended balance carried forward of the Department of Education, there is appropriated the sum of \$274,200 for the School for the Blind campus repairs and improvements project.

Item 2. It is hereby acknowledged that the UT Knoxville Music Center listed in item 1 is a \$40,000,000 project, including \$10,000,000 from gifts.

Item 3. From the proceeds of the bonds issued under the authority of Senate Bill No. 2329 / House Bill No. 2355 for the Department of Finance and Administration, there is allocated the sum of \$3,700,000 for the purpose of funding a farm project for Middle Tennessee State University. Said project is in addition to those projects listed on page A-106 in the 2007-2008 Budget Document for the Tennessee Board of Regents.

The State Funding Board shall enter into an agreement with the Tennessee Board of Regents and the Middle Tennessee State University requiring such terms and conditions regarding the contribution toward debt service as the State Funding Board determines to be appropriate.

This allocation is subject to Senate Bill No. 2329 / House Bill No. 2355 becoming law.

Item 4. From the appropriation in Item 1 (11) of this section, subject to approval of the Commissioner of Finance and Administration and the State Building Commission, a grant may be made to Raise the Gun Boats, a not-for-profit organization located in Camden, for project planning.

Item 5. Funds appropriated in this section shall be used solely for improvements, betterments, and additions to state structures and for the acquisition of additional land and space, including the purchase of existing structures and grants, as described or referred to above and as approved by the State Building Commission; provided, further, that all funds appropriated in this act or other general acts of this session for capital outlay shall be subject to

the provisions of Tennessee Code Annotated, Title 4, Chapter 15, Part 1, and further expressly providing for the making of grants to governmental entities and/or to Memphis Zoo, Inc., a not-for-profit organization located in Memphis; Nashville Zoo Inc., a not-for-profit organization located in Nashville; Knoxville Zoological Gardens, Inc., a not-for-profit organization located in Knoxville; Tennessee Aquarium, a not-for-profit organization located in Chattanooga; Ladies' Hermitage Association, a not-for-profit organization located in Hermitage; African American History Foundation of Nashville, Inc., a not-for-profit organization located in Nashville; East Tennessee Veterans Memorial Association, a not-for-profit organization located in Knoxville; Fort Campbell Historical Association Inc., a not-for-profit organization located in Clarksville; and Raise the Gun Boats, a not-for-profit organization located in Camden. Such grants so identified and approved are determined to be for a public purpose.

AND FURTHER AMEND in Section 47, Item 2, of the printed bill by deleting the figure "\$533,500,000" and substituting instead the figure "\$733,500,000".

AND FURTHER AMEND the printed bill in Section 43 by deleting Item 7 in its entirety and by renumbering subsequent items accordingly.

AND FURTHER AMEND the printed bill by adding the following new section between sections 57 and 58 of the printed bill, but following the new sections above:

SECTION _____. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. There hereby is appropriated the following amounts in the fiscal year ending June 30, 2007, which shall be in addition to the appropriations made in Public Acts of 2006, Chapter 963; and the Commissioner of Finance and Administration is authorized to allot and transfer these appropriations to the appropriate expenditure account within each department, agency, or branch of government and to adjust authorized positions and federal aid and other departmental revenues accordingly:

Item 1. To Higher Education for professional privilege tax payment, the sum of \$74,400, to be expended in accordance with the provisions of Public Acts of 2006, Section 29, Item 20.

Item 2. To the Department of General Services, Printing program, the sum of \$64,000.

Item 3. To the Department of Environment and Conservation, State Parks, the sum of \$1,100,000.

Item 4. To the Department of Mental Health and Developmental Disabilities, the sum of \$3,000,000.

Item 5. To the Department of Health, Alcohol and Drug Abuse Prevention, the sum of \$6,100,000.

Item 6. To the Military Department, Tennessee Emergency Management Agency, the sum of \$316,200 to provide a 1:1 match to federal emergency planning funds. The Commissioner of Finance and Administration is authorized to carry forward the unexpended balance of this appropriation at June 30, 2007, if federal funds are carried over.

Item 7. To the Miscellaneous Appropriations, Special Elections, the sum of \$200,000.

Item 8. To the Miscellaneous Appropriations the sum of \$1,000,000 for a grant to the State Veterans Home Board for replacing, purchasing, and upgrading equipment, furniture, and operating supplies at the state veterans homes.

AND FURTHER AMEND in Section 29, Item 18, of the printed bill by inserting a new paragraph to read:

“The following proposed capital outlay projects, to be funded from school bonds, institutional/auxiliary and other funds, are in addition to those projects listed on pages A-115 through A-117 in the 2007-2008 Budget Document:

| | |
|--|------------|
| <u>East Tennessee State University</u> | |
| Alumni Pathway | \$ 250,000 |
| Baseball Facility Development | 6,000,000 |
| Univ School Road Access Modifications | 250,000 |

| | |
|---|-----------------------------|
| Early Childhood Learning Suite Development | 170,000 |
| | <u>\$ 6,670,000</u> |
| <u>Middle Tennessee State University</u> | |
| Corlew & Cummings Housing Renovation | \$ 19,100,000 |
| Greek Row Development Phase 2 | 9,750,000 |
| | <u>\$ 28,850,000</u> |
| <u>Tennessee State University</u> | |
| Hale Stadium Improvements | \$ 3,200,000 |
| NBIC Roof and Drainage Improvements | 580,000 |
| Lawson Hall and CARP Roof Replacements | 200,000 |
| | <u>\$ 3,980,000</u> |
| <u>Tennessee Technological University</u> | |
| Dorm Fire Safety Improvements Phase 3 | \$ 510,000 |
| New Residence Hall Phase 2 | 24,540,000 |
| | <u>\$ 25,050,000</u> |
| <u>The University of Memphis</u> | |
| Richardson Towers HVAC | \$ 1,080,000 |
| Smith Dorm Fire Safety Upgrade | 1,300,000 |
| | <u>\$ 2,380,000</u> |
| <u>Columbia State Community College</u> | |
| Bookstore Construction | \$ 170,000 |
| Natatorium Renovation | 680,000 |
| | <u>\$ 850,000</u> |
| <u>Roane State Community College</u> | |
| Fire Protection System – Knox Campus | \$ 130,000 |
| Observatory Dome Base | 50,000 |
| | <u>\$ 180,000</u> |
| <u>Pellissippi State Technical Community College</u> | |
| New Portable Classroom/Office Structure | <u>\$ 340,000</u> |
| <u>University of Tennessee – Knoxville</u> | |
| Bio-Energy Research Lab Improvements | \$ 750,000 |
| Thompson Boling Arena Renovations II | 5,750,000 |
| Data Support Building Improvement | 800,000 |
| Research Laboratory Building | 30,000,000 |
| | <u>\$ 37,300,000</u> |
| <u>University of Tennessee at Chattanooga</u> | |
| Barr Building Improvement | \$ 225,000 |
| <u>University of Tennessee at Martin</u> | |
| Football Field Improvement | \$ 860,000 |
| <u>University of Tennessee at Memphis Health Science Center</u> | |
| Eye Institute Improvements | \$ 1,500,000 |
| Food Service Renovations | 500,000 |
| Book Store Renovations | 500,000 |
| 910 Madison Building Renovation | 1,000,000 |
| | <u>\$ 3,500,000</u> |
| Total | <u><u>\$110,185,000</u></u> |

The Southwest Tennessee Community College project, Nursing and Biotechnology Facility, listed on page A-116 in the amount of \$2,430,000, is deleted from the list of projects.

The Tennessee State University project, Hankal Hall Renovations, listed on page A-115, is increased from \$750,000 to \$1,500,000.

The Walters State Community College project, Greeneville-Greene County Center Safety Corrections, listed on page A-116, is increased from \$1,000,000 to \$4,500,000.

AND FURTHER AMEND in Section 35 of the printed bill by inserting the following new appropriately numbered item:

Item _____. To the Cover Tennessee Health Care Programs in Section 1, Title III-21, and to adjust federal aid and other departmental revenues accordingly.

AND FURTHER AMEND in Section 36, Item 8, of the printed bill by inserting a second paragraph to read:

“From the 2006-2007 non-recurring appropriation of \$110,000 to the Ethics Commission in Acts of 2006, (1st E.S.), Chapter 3, Section 1, the Commissioner of Finance and Administration is authorized to carry forward the unexpended balance at June 30, 2007; and such sum hereby is appropriated for expenditure in fiscal year 2007-2008.”

AND FURTHER AMEND in Section 36 of the printed bill by inserting the following appropriately number items:

Item _____. To the Department of Correction in Section 56, Item 3 from confiscated cash to support canine units.

Item _____. To the Department of Correction in Section 1, Title III-7, Item 5, Brushy Mountain Correctional Complex, in the amount of \$350,000 for the purchase of a bus for inmate transportation.

Item _____. To the Board of Probation and Parole in Section 57, Items 18(a) and (c) in the amount of \$425,100 (non-recurring) for the purchase of supplies for safety improvements.

Item _____. To the Department of Economic and Community Development, Tennessee Film/Television Incentive Fund, in Section 12, Item 20 and Section 68, pursuant to T.C.A., Section 4-3-4903(e).

Item _____. To the Department of Education in Section 12, Item 7, in the amount of \$45,000 (non-recurring) to produce a curriculum for alternative schools pursuant to Chapter 895 of the Public Acts of 2006.

Item _____. To the Department of Military, TEMA Disaster Relief Grants, in Section 62, Item 5, and carried forward at June 30, 2006, in an amount not to exceed \$500,000, to be determined by the Commissioner of Finance and Administration, is re-appropriated to the State Building Commission for capital outlay at Volunteer State Community College, to the extent that April 2006 storm damage capital outlay costs are not recovered from the Risk Management Fund and the Federal Emergency Management Agency.

Item _____. To the Department of Children's Services, Family Support Services, in Section 1, Title III-22, Item 2, in the amount of \$100,000 to provide funds for grants to two additional child advocacy centers (CACs).

AND FURTHER AMEND by deleting in its entirety Section 39 of the printed bill and substituting the following as a new Section 39:

SECTION 39. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

| | <u>2006- 2007</u> | <u>2007-2008</u> |
|--|-------------------|------------------|
| 1. District Attorneys General Conference District Attorneys General | \$ 76,700 | \$ 102,100 |
| 2. Secretary of State State Library and Archives | 1,001,200 | 0 |
| 3. Commissions Commission on Aging and Disability | 0 | 1,660,400 |
| 4. Finance and Administration, Bureau of TennCare TennCare Administration | 0 | 232,100 |

| | | |
|--|-------------|-------------|
| 5. Tourist Development Administration and Marketing | 0 | 537,200 |
| 6. Higher Education - State Administered Programs Tennessee Higher Education Commission | 0 | 100,000 |
| 7. Health Communicable and Environmental Disease Services | 23,700 | 283,600 |
| GRAND TOTAL | \$1,101,600 | \$2,915,400 |

The Commissioner of Finance and Administration is authorized to establish 31 full-time positions and to allocate them to the appropriate organizational units. At June 30, 2007, any unexpended balances of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 2007.

AND FURTHER AMEND in Section 41 of the printed bill by inserting the following new appropriately numbered items:

Item____. In the fiscal year ending June 30, 2007, the Comptroller of the Treasury is authorized to carry forward a sum not to exceed \$200,000 for a study of charter schools pursuant to the requirements of T.C.A., Section 49-13-128, and such sum may be transferred to the appropriate program in the agency. This carry forward and reappropriation of funds is subject to approval of the Commissioner of Finance and Administration.

Item____. In the fiscal year ending June 30, 2007, the Department of Economic and Community Development is authorized to carry forward a sum not to exceed \$95,000 to increase the micro loan fund for growing small and diversity businesses, and such sum may be transferred to the appropriate program in the agency. This carry forward and reappropriation of funds is subject to approval of the Commissioner of Finance and Administration.

Item____. In the fiscal year ending June 30, 2007, funds appropriated to the Department of Human Services for the purpose of Child Support Enforcement which remain unobligated and unexpended may be carried forward in reserve to be expended for the replacement of the TCSES information system. This carry forward and reappropriation of funds is subject to approval of the Commissioner of Finance and Administration.

Item _____. In the fiscal year ending June 30, 2007, the Department of Mental Health and Developmental Disabilities, Community Mental Health Services, is authorized to carry forward in a reserve a sum sufficient from the \$4,000,000 appropriation (non-recurring) to provide funding for transition and operational costs under the new integrated MCO/BHO model in Middle Tennessee. This carry forward and reappropriation of funds is subject to approval of the Commissioner of Finance and Administration.

Item _____. From the appropriation in Section 59, Item 1, of Chapter 963, Public Acts of 2006, to the Department of Education for the Coordinated School Health program, the Commissioner of Finance and Administration is authorized to carry forward in a reserve the unexpended balance of the appropriation, less \$7,000,000 which shall revert to the general fund at June 30, 2007. This carry forward and reappropriation of funds is subject to approval of the Commissioner of Finance and Administration.

Item _____. In the fiscal years ending June 30, 2007 and June 30, 2008, the Commissioner of Finance and Administration is authorized to carry forward the unexpended balance of the appropriations to the Board of Probation and Parole, Community Corrections, in Chapter 963, Public Acts of 2006, and in this act. The carry forward is authorized pursuant to T.C.A. Section 40-36-304(c)(1).

Item _____. In the fiscal years ending June 30, 2007 and June 30, 2008, the Commissioner of Finance and Administration is authorized to carry forward the unexpended balances of the appropriations to the Judicial Branch, Administrative Office of the Courts, to defray expenses of serving the general sessions courts and the General Sessions Judges' Conference. This carry forward is authorized pursuant to T.C.A. Section 16-15-5007 and Section 67-4-606(a)(B)(9).

Item _____. In the fiscal year ending June 30, 2008, there is hereby appropriated the sum of \$62,800 from dedicated revenues and \$62,800 from departmental revenues to the Department of Financial Institutions to support post-secondary and adult education financial literacy programs. This item is subject to approval of the Commissioner of Finance and Administration.

Item _____. In the fiscal years ending June 30, 2007 and June 20, 2008, there is hereby appropriated a sum sufficient from departmental revenues to the Tennessee Bureau of Investigation from fees collected for conducting records and background checks. This appropriation is subject to approval of the Commissioner of Finance and Administration.

Item _____. In addition to the appropriation made in Section 4, Title III-2, Item 1.5, to the Tennessee Advisory Commission on Intergovernmental Relations, there is hereby appropriated the sum of \$360,800 for operational purposes from the revenues authorized by Tennessee Code Annotated, Section 67-9-102.

Item _____. From the appropriations to the Department of Commerce and Insurance in Section 1, Title III-11 of Chapter 963, Public Acts of 2006, the Commissioner of Finance and Administration is authorized to make a sum sufficient appropriation transfer to the Fire Service and Codes Enforcement Academy.

AND FURTHER AMEND in Section 41 of the printed bill by deleting item 46 in its entirety and substituting instead the following:

Item 46. Subject to the passage of SB333 / HB465, there is hereby appropriated from the earnings of the funds of the Tennessee Consolidated Retirement System a sum sufficient to the Tennessee Department of Treasury for implementation of project CONCORD; provided, however, that said sum sufficient shall be subject to the approval of the Commissioner of Finance and Administration. The State Treasurer shall file a request to establish such sum sufficient with the Commissioner of Finance and Administration and the Chair and Vice Chair of the Council on Pensions and Insurance. The Commissioner of Finance and Administration shall not act on such request until in receipt of a letter from the Chair and Vice Chair of the Council on Pensions and Insurance acknowledging receipt of the State Treasurer's request. Within the appropriation approved pursuant to this item, the State Treasurer, with the concurrence of the Speaker of the Senate and the Speaker of the House of Representatives, is authorized to establish positions needed to effectuate the purposes of SB 333 / HB 465. The State Treasurer shall provide a written quarterly status report to the Council on Pensions and Insurance on the

CONCORD project. No cost associated with the on-going maintenance of project CONCORD, including the personnel necessary for maintaining such improvements, shall be charged to or paid pursuant to the authority granted in this item.

AND FURTHER AMEND in Section 48 of the printed bill by inserting the following new appropriately numbered item(s):

Item _____. There is hereby appropriated to the TennCare program, the sum of \$5,000,000 from the TennCare reserve for the sole purpose of providing reimbursement grants to upgrade medical equipment at Safety Net hospitals with a percentage of TennCare days exceeding 35%. The Bureau of TennCare shall approve equipment upgrade proposals prior to purchase.

Item _____. There is hereby appropriated to the TennCare program, a sum not to exceed \$8,500,000 from the TennCare reserve for the sole purpose of funding a non-recurring pass-through reimbursement to level I and level II nursing facilities to offset the effect of the minimum wage increase. This appropriation is subject to the implementation of a federal minimum wage increase.

AND FURTHER AMEND by adding the following new section between sections 57 and 58 of the printed bill, but following the new sections above:

SECTION _____.

Item 1. From the appropriation to the Department of Finance and Administration in Section 1, Title III-2, Item 3.6, Real Property Administration, an amount not to exceed \$45,500 and one position are transferred to the Department of Environment and Conservation, Historical Commission, for the purpose of managing the state's historical sites. This item is subject to approval of the Commissioner of Finance and Administration.

Item 2. From the appropriations to the Department of Agriculture in Section 1, Title III-3, Item 2, Regulatory Services, and Item 3, Market Development, for the farm program, a sum

sufficient is allocated to establish up to 8 positions. This item is subject to approval of the Commissioner of Finance and Administration.

Item 3. From the appropriations in Section 1, Title III-8, of this act to the Department of Economic and Community Development, Fast Track Infrastructure Development Program, the Commissioner of Finance and Administration is authorized to transfer sums sufficient to Community Development and Business Development for economic development projects.

Item 4. From the appropriations to the Commission on Aging and Disability in Section 1, Title III-2, Item 2.2, and to the TennCare Program in Section 1, Title III-26, for the statewide waiver on aging and disability and the state Options program, the Commissioner of Finance and Administration is authorized to reallocate appropriations between the programs in order to equalize rates and maximize federal revenue. It is the legislative intent that aggregate enrollment in the programs is increased due to any reallocation of funds.

Item 5. With regard to the funds appropriated by T.C.A. 36-6-413, the agencies identified in T.C.A. 36-6-413(b)(2)(A) – (G) shall provide to the Comptroller of the Treasury an accounting of the funds received since the inception of this act and the manner in which the funds have been spent each year since the implementation of Public Chapter 854 of the Public Acts of 2002.

Further, the Comptroller of the Treasury is authorized to request from each agency identified in T.C.A. 36-6-413(b)(2)(A) – (G) an accounting of how the funds for the 2007-2008 fiscal year are to be spent; and the Comptroller of the Treasury is authorized and requested to review those expenditures and report the results of such audits to the Commissioner of Finance and Administration.

Item 6. From the appropriation in Section 1, Title III-10, Item 3.1e, to the University of Tennessee for the access and diversity initiative, sums sufficient in the following approximate amounts are appropriated for the purposes stated herein: existing scholarship continuation (\$710,600), other student scholarships and fellowships (\$1,960,000), student recruitment and retention (\$340,000), and faculty and staff opportunity hires (\$399,400). Such expenditures shall be in furtherance of the access and diversity initiative.

Item 7. From the appropriation in Section 1, Title III-16, Item 1.1, to the Department of Health for HIV/AIDS programs, the Commissioner of Finance and Administration is authorized to transfer the sum of \$432,700 and four (4) full-time positions to Communicable and Environmental Disease Services to support the Ryan White HIV/AIDS program.

Item 8. From the proceeds of bonds issued under the authority of Chapter 962, Public Acts of 2006, the sum of \$41,000,000 was allocated pursuant to Section 67 in Chapter 963, Public Acts of 2006, for the purpose of addressing the impact of escalating construction costs arising from various factors, including the effects of Hurricanes Katrina and Rita. It is the legislative intent to recognize that these escalating construction costs have been addressed. The remaining balance of the \$41,000,000 allocation is hereby reappropriated to a capital account to be administered by the Department of Finance and Administration. Expenditure of these funds is subject to approval by the State Building Commission upon recommendation by the Commissioner of Finance and Administration of each project to be provided for from said funds.

Item 9. From the appropriations in Sections 1 and 4 of this act for benefit of Arlington Developmental Center, the Commissioner of Finance and Administration is authorized to transfer funds and establish positions for two new programs, West Tennessee Community Homes and West Tennessee Resource Center. The programs and positions are required to implement the Arlington settlement agreement and anticipated approval of the Arlington closure plan.

Item 10. In addition to appropriations in Section 1, Title III-20 for the Department of Safety, there hereby is appropriated a sum sufficient from the Information Systems Development Fund and the Information Systems Development Projects reserve to provide non-recurring funds for the planning and preparation of the implementation of the federal REAL ID Act, enacted in May 2005 and which requires new standards and procedures for state driver licenses and identification cards. This appropriation is subject to approval of the Commissioner of Finance and Administration.

Item 11. As provided in Executive Order No. 44, dated February 23, 2007, the appropriations to the Department of Health for Alcohol and Drug Abuse Services in Section 1, Title III-16 and in Section 4, Title III-16 shall be transferred to the Department of Mental Health and Developmental Disabilities. The Commissioner of Finance and Administration is authorized to adjust such sums as authorized by the executive order and this act for functions related to alcohol and drug abuse services and for positions assigned primarily to provide support services for alcohol and drug abuse functions and to transfer authorized positions accordingly.

Item 12. The Commissioner of Finance and Administration is authorized to transfer the appropriations for the Diabetes Prevention and Health Improvement program and for the Office of Homeland Security in sections 1 and 4 of this act to the appropriate organizational units pursuant to law and to transfer authorized positions accordingly.

AND FURTHER AMEND in Section 6, of the printed bill by deleting from the first paragraph the citation "Title III-30" and substituting instead the citation "Title III-31".

AND FURTHER AMEND in Section 6, Item 5, of the printed bill by deleting the figure "\$3,800,000" and substituting instead the figure "\$4,000,000".

AND FURTHER AMEND in Section 8, Item 13 of the printed bill by inserting a second sentence to read:

"The Commissioner of Finance and Administration is authorized to adjust departmental revenues accordingly, and establish authorized positions as needed".

AND FURTHER AMEND in Section 8, Item 30, of the printed bill by deleting from the first and second paragraphs the citation "Title III-21" and substituting instead the citation "Title III-22".

AND FURTHER AMEND in Section 20 of the printed bill by deleting the year "2007" and substituting instead the year "2008".

AND FURTHER AMEND in Section 26 of the printed bill by deleting the words “One Hundred Fourth” in items 1, 2, and 7 and in the second and fourth paragraphs of item 12 and substituting instead the words “One Hundred Fifth”.

AND FURTHER AMEND in Section 29, Item 11, of the printed bill by deleting the academic year “2006-2007” and substituting instead the academic year “2007-2008”.

AND FURTHER AMEND in Section 34 of the printed bill by deleting from the first paragraph the citation “Chapter 503, Public Acts of 2005,” and substituting instead the citation “Chapter 963, Public Acts of 2006,”.

AND FURTHER AMEND in Section 35, Item 2, of the printed bill by deleting the item in its entirety and substituting instead a new item to read:

“Item 2. In Section 1 for the IV-D Child Support Program, a reallocation of funds between the District Attorneys General and the Department of Human Services is authorized. The Commissioner of Finance and Administration is further authorized to adjust federal aid and other departmental revenues, and to establish positions as may be required.”

AND FURTHER AMEND in Section 38 of the printed bill by deleting the words “Guardian as Litem” and “Department of Labor and Workforce Development” and substituting instead the words “Guardian ad Litem” and “Department of Labor and Workforce Development”.

AND FURTHER AMEND in Section 41, Item 29, of the printed bill by deleting from the final line of the paragraph the year “2005” and substituting instead the year “2006”.

AND FURTHER AMEND in Section 43, Item 9, of the printed bill by deleting the figure “\$1,500,000” and substituting instead the figure “\$1,700,000”.

AND FURTHER AMEND in Section 50 of the printed bill by deleting the Section in its entirety and substituting instead a new Section 50 to read:

“SECTION 50. From the appropriation in Section 1, Title III-11, Item 5, Regulatory Boards, an amount of \$200,000 is earmarked from the Board of Architectural and Engineering Examiners revenues or reserve funds for disbursement to accredited interior design programs, accredited architectural programs, accredited engineering programs and accredited landscape architectural programs of state-funded colleges and universities, after application to and subject to approval by the Board of Architectural and Engineering Examiners. The Board will develop guidelines for application, award and disbursement of the funds appropriated herein.”

AND FURTHER AMEND in Section 52, Item 1, of the printed bill by deleting the incomplete citation “Senate Bill No. ____ / House Bill No. ____” and substituting instead “Senate Bill No. 2262 / House Bill No. 2283”.

AND FURTHER AMEND by deleting the following language from the bill as amended:

| | |
|---|---------------------|
| (5) F&A - Zoo and Aquarium Grants | |
| (a) Memphis Zoo..... | \$ 750,000 |
| (b) Nashville Zoo..... | 750,000 |
| (c) Knoxville Zoo | 750,000 |
| (d) Chattanooga Zoo | 150,000 |
| (e) Tennessee Aquarium at Chattanooga | <u>600,000</u> |
| Sub-Total F&A – Zoo and Aquarium Grants | <u>\$ 3,000,000</u> |

and by substituting instead the following:

| | |
|-----------------------------------|------------|
| (5) F&A - Zoo and Aquarium Grants | |
| (a) Memphis Zoo..... | \$ 750,000 |
| (b) Nashville Zoo..... | 750,000 |
| (c) Knoxville Zoo | 750,000 |

| | |
|---|---------------------|
| (d) Chattanooga Zoo | 525,000 |
| (e) Tennessee Aquarium at Chattanooga | <u>225,000</u> |
| Sub-Total F&A – Zoo and Aquarium Grants | <u>\$ 3,000,000</u> |

AND FURTHER AMEND by inserting at the end of section 41 of the printed bill the following new items to be appropriately numbered:

Item _____. From the funds reverting from higher education to the general fund at June 30, 2007, the sum of \$500,000 is appropriated to the Tennessee Higher Education Commission, THEC Grants, for a grant to LeMoyne-Owen College; provided that this appropriation is contingent upon a certification to the Commissioner of Finance and Administration that the City of Memphis has granted \$1,000,000 and Shelby County has granted \$500,000 to the college; provided further that the appropriation is contingent upon submission of a plan for use of the funds by the college and upon approval of the plan by the Tennessee Higher Education Commission, the Commissioner of Finance and Administration, and the Comptroller of the Treasury; and provided further that the college agrees to comply with the provisions of Section 55 of this act.

Item _____. From the funds reverting to the general fund at June 30, 2007, there is appropriated a sum sufficient to the Comptroller of the Treasury for the sole purpose of contracting for a study on allocation of judicial resources, the current methodology of the weighted case load study, methods of reallocating resources between judicial elections and the best criteria to be used in judicial redistricting for the most efficient allocation of judicial resources.

AND FURTHER AMEND in Section 41 of the printed bill by inserting the following new item at the end of the section:

Item _____. From the funds reverting to the general fund at June 30, 2007, there is appropriated the sum of \$250,000 (non-recurring) for a grant to the Nashville YWCA for the domestic violence center.

AND FURTHER AMEND by deleting the following language from the bill as amended:

Item 1. To the Department of Correction, 1985 Sentencing Act, the following amounts, subject to the cited bill becoming a law: (a) Senate Bill 790 / House Bill 1837, relative to aggravated robbery second offenses and the 85 percent of sentence classification, the sum of \$5,414,300; (b) Senate Bill 1322 / House Bill 1834, relative to street terrorism, the sum of \$7,399,600; (c) Senate Bill 64 / House Bill 8, relative to registration of sexual offenders from other states, the sum of \$1,300.

and by substituting instead the following:

Item 1. To the Department of Correction, 1985 Sentencing Act, the sum of \$1,300 for the sole purpose of implementing Senate Bill 64 / House Bill 8, relative to registration of sexual offenders from other states, if such bill becomes law.

AND FURTHER AMEND by deleting the following language from the bill as amended:

Item 6. To Grants-in-Aid, the sum of \$3,000,000 (non-recurring) for public television digital conversion, to be granted non-recurring as follows: (a) \$500,000 each to WDCN Nashville, WKNO Memphis, WCTE Cookeville, WTCI Chattanooga, and WLJT Martin; (b) \$340,000 to WSJK Knoxville; and (c) \$160,000 to WKOP Knoxville.

and by substituting instead the following language:

Item 6. To Grants-in-Aid, the sum of \$6,500,000 (non-recurring) for public television digital conversion, to be granted non-recurring as follows: (a) \$1,000,000 each to WDCN Nashville, WKNO Memphis, WCTE Cookeville, WTCI Chattanooga, WLJT Martin and WSJK Knoxville; and (b) \$500,000 to WKOP Knoxville.

AND FURTHER AMEND by deleting the following language from the bill as amended:

Item 5. To the District Attorneys General the sum of \$3,297,000, including \$3,139,000 recurring and \$158,000 non-recurring for the following purposes:

(a) For 43 full-time positions, including 32 assistant district attorneys and 11 secretaries, the sum of \$3,058,500, including \$2,900,500 recurring and \$158,000 non-recurring.

(b) To maintain one existing full-time victim-witness coordination position in the 3rd judicial district (Greene, Hamblen, Hancock, and Hawkins counties) the sum of \$38,500 to replace expired federal grant funds. This appropriation is subject to certification by the Commissioner of Finance and Administration that the grant has expired.

(c) For expert witness and interpreter fees, the sum of \$200,000.

Item 6. To the District Public Defenders the sum of \$1,950,000, including \$1,549,000 recurring and \$401,000 non-recurring for the following purposes:

(a) For 22 full-time positions, including 14 assistant public defenders, 3 investigators, and 5 secretaries, the sum of \$1,700,000, including \$1,549,000 recurring and \$151,000 non-recurring.

(b) For phone systems replacement, the sum of \$250,000 (non-recurring).

and by substituting instead the following language:

Item 5. To the District Attorneys General the sum of \$3,297,000, including \$3,139,000 recurring and \$158,000 non-recurring for the following purposes:

(a) For 43 full-time positions, including 32 assistant district attorneys and 11 secretaries, the sum of \$3,058,500, including \$2,900,500 recurring and \$158,000 non-recurring. The additional positions shall be allocated among the several judicial districts based upon need and other relevant factors. Such allocation shall be made by the executive director of the district attorneys general conference after consultation with the Comptroller of the Treasury and the administrative director of the courts. The executive director shall report the final allocation of such positions by judicial district to the Speakers of the Senate and the House of Representatives, the Chairs of the Senate and House Judiciary

Committees and the Office of Legislative Budget Analysis on or before October 1, 2007.

(b) To maintain one existing full-time victim-witness coordination position in the 3rd judicial district (Greene, Hamblen, Hancock, and Hawkins counties) the sum of \$38,500 to replace expired federal grant funds. This appropriation is subject to certification by the Commissioner of Finance and Administration that the grant has expired.

(c) For expert witness and interpreter fees, the sum of \$200,000.

Item 6. To the District Public Defenders the sum of \$2,445,000, including \$2,001,000 recurring and \$444,000 non-recurring for the following purposes:

(a) For 28 full-time positions, including 19 assistant public defenders, 3 investigators, and 6 secretaries, the sum of \$2,195,000, including \$2,001,000 recurring and \$194,000 non-recurring. The additional positions shall be allocated among the several judicial districts based upon need and other relevant factors. Such allocation shall be made by the executive director of the district public defenders conference after consultation with the Comptroller of the Treasury and the administrative director of the courts. The executive director shall report the final allocation of such positions by judicial district to the Speakers of the Senate and the House of Representatives, the Chairs of the Senate and House Judiciary Committees and the Office of Legislative Budget Analysis on or before October 1, 2007.

(b) For phone systems replacement, the sum of \$250,000 (non-recurring).

AND FURTHER AMEND by deleting the following language from the bill as amended:

(12) TWRA – Fishing Trail – Land acquisition and planning 2,600,000

and by adjusting the subtotals and totals accordingly.

AND FURTHER AMEND by adding the following language as a new item to the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 to the Tennessee wildlife resources agency for the sole purpose of planning for a statewide fishing trail.

AND FURTHER AMEND in Section 1, Title III-22, by deleting item 14 in its entirety and by substituting instead the following:

14. State Employee Salary Increase – 7/1/0742,300,000.00

and by adjusting the subtotals and totals accordingly.

AND FURTHER AMEND in Section 49 by deleting the language "two percent (2%)" and by substituting instead the language "three percent (3%)".

AND FURTHER AMEND by adding the following language to Section 10 as new items:

Item ____.

(a) From the funds appropriated to the department of transportation, there is earmarked a sum sufficient for the sole purpose of implementing Chapter 36 of the Public Acts of 2007, Chapter 53 of the Public Acts of 2007, Chapter 109 of the Public Acts of 2007 and Chapter 119 of the Public Acts of 2007. It is the legislative intent that the memorial highway sign authorized by Chapter 53 of the Public Acts of 2007 be known as the "Lance Corporal Tyler Overstreet Memorial Bridge".

(b) From the funds appropriated to the department of transportation, there is earmarked a sum sufficient for the sole purpose of implementing senate joint resolution 100, senate joint resolution 105 and house joint resolution 330, if such resolutions become law.

(c) From the funds appropriated to the department of transportation, there is earmarked a sum sufficient for the sole purpose of implementing the provisions of Section 2 of Senate Bill 1034 / House Bill 1214, if such bill becomes law.

Item _____. From the funds appropriated to the department of transportation, there is earmarked a sum sufficient for the sole purpose of implementing senate bill 1152 / house bill 1204, relative to tollways, if such bill becomes law.

Item _____. From the funds appropriated to the department of transportation, there is earmarked a sum sufficient for the sole purpose of implementing senate bill 4 / house bill 3, relative to Rosa L. Parks Boulevard, if such bill becomes law.

Item _____. From the funds appropriated to the secretary of state, there is earmarked a sum sufficient for the sole purpose of implementing house joint resolution 108, relative to a constitutional amendment concerning hunting and fishing, if such resolution becomes law.

Item _____. From the real estate education and recovery account, there is appropriated a sum sufficient for the sole purpose of implementing senate bill 1374 / house bill 452, relative to meetings of the real estate commission, if such bill becomes law.

Item _____. From the funds appropriated for state employee salary compression, there is appropriated a sum sufficient for the sole purpose of implementing senate bill 437 / house bill 356, relative to salaries of teachers at the comprehensive rehabilitation and training center, if such bill becomes law.

Item _____. From the criminal injuries compensation fund, there is appropriated the sum of \$30,000 for the sole purpose of implementing senate bill 1568 / house bill 2225, relative to access to certain records, if such bill becomes law.

Item _____. From the solid waste management fund, there is appropriated a sum sufficient for the sole purpose of implementing senate bill 1779 / house bill 1345, relative to solid waste disposal planning, if such bill becomes law.

Item _____. From the alcohol and drug addiction treatment (ADAT) fund established by §40-33-211(c)(2), there is appropriated the sum of \$1,823,200 for the sole purpose of implementing senate bill 792/ house bill 458, relative to alcohol and drug assessment and treatment, if such bill becomes law.

Item _____. Funds appropriated to the department of education for statewide classroom internet connectivity shall be distributed to LEAs not participating in the statewide contract on a pro rata share basis. Funds distributed pursuant to this item to LEAs not participating in the statewide contract shall only be used for classroom internet connectivity and/or technology access.

Item _____. From the risk management fund, there is appropriated a sum sufficient for the sole purpose of implementing senate bill 1474 / house bill 1518, relative to workers' compensation, if such bill becomes law.

Item _____.

(a) From the trauma center fund created by senate bill 1503 / house bill 1613, there is appropriated the sum of \$9,907,000 to the department of health for the sole purpose of making grants to trauma centers in accordance with the provisions of senate bill 1503 / house bill 1613, if such bill becomes law. The commissioner of finance and administration is authorized to increase or decrease this appropriation as realized receipts of the trauma center fund justify.

(b)

(1) In addition to the appropriations elsewhere in this act, if Senate Bill 1503 / House Bill 1613 does not become law, there is appropriated to the Department of Health from the general fund an amount equivalent to revenues collected from the additional one-tenth of one cent (0.1 cent) tax rate increase on cigarettes levied by Senate Bill 2326 / House Bill 2354, if the latter bill becomes law, for the purpose of making grants or payments to level I, II, and III trauma centers licensed by the Department of Health pursuant to Tennessee code annotated title 68, chapter 11, part 2, and rule 1200-8-12.03 of the Tennessee rules and regulations; comprehensive regional pediatric centers, defined as pediatric in-patient hospitals licensed by the department pursuant to Tennessee code annotated, title 68, chapter 11, part 2, and rule 1200-8-

30.01(4) of the Tennessee rules and regulations; and other acute care hospitals which provide levels of treatment for trauma patients that are at least as great as the lowest level provided by one of the designated trauma centers.

(2) From the appropriation in this item, an amount not to exceed \$88,400 may be used for administrative expenses of the department and two positions are authorized. At June 30, 2008, the unexpended balance of the appropriation in this item shall be carried forward in a reserve to be available in the succeeding fiscal year for the purpose of this item.

(3) The trauma system grants made from the funds appropriated in this item shall be awarded by the Commissioner of Health based on the following principles: (A) Designated trauma centers of all levels and comprehensive regional pediatric centers shall receive a grant or payment based upon the documented costs associated with maintaining required standards for designation; (B) uncompensated care costs associated with trauma patients and the trauma service codes shall be the basis for payments to such trauma centers, comprehensive regional pediatric centers, and other acute care hospitals functioning as part of the trauma system; (C) payments related to uncompensated care costs shall be made on a proportional basis related to actual patient volume and losses incurred; (D) the readiness costs associated with a documented risk of achieving or losing designation as a designated trauma center of any level may be considered if determined to be appropriate by the commissioner; and (E) the total of all grants and payments shall not exceed the revenues appropriated in paragraph one of this item, and the commissioner is authorized to prorate all grants or payments as necessary to comply with this condition.

(4) For purposes of this item, "trauma patient" means a patient who is on the State Trauma Registry or the National Trauma Registry of the American College of Surgeons; "trauma service codes" means the ICDA-9-CM discharge codes designated as trauma service codes by the American College of Surgeons, Committee on Trauma; "uncompensated care" means care provided by a facility specified in this item to a trauma patient who has no medical insurance, including federal Medicare Part B coverage; is not eligible for medical assistance coverage; has no medical coverage for trauma through workers' compensation, automobile insurance, or any other third party, including any settlement or judgment resulting from such coverage; and has not paid for the trauma care provided by the trauma provider after documented attempts by the trauma care services provider to collect payment.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to the department of finance and administration for distribution to the appropriate entities for the sole purpose of implementing senate bill 2040 / house bill 1892, senate bill 230 / house bill 252, senate bill 109 / house bill 723, senate bill 1069 / house bill 1011, senate bill 1719 / house bill 2084, senate bill 140 / house bill 107, senate bill 1740 / house bill 1826, senate bill 869 / house bill 290, senate bill 2003 / house bill 1797, senate bill 741 / house bill 1378, senate bill 1302 / house bill 950, senate bill 2157 / house bill 2125, senate bill 488 / house bill 405, senate bill 139 / house bill 106, senate bill 1028 / house bill 1207, senate bill 472 / house bill 299, senate bill 1164 / house bill 237, senate bill 1265 / house bill 1877, senate bill 136 / house bill 255, senate bill 10 / house bill 219, senate bill 429 / house bill 1525, senate bill 99 / house bill 886, senate bill 327 / house bill 815, senate bill 487 / house bill 953, senate bill 1167 / house bill 935, senate bill 3 / house bill 2, senate bill 1910 / house bill 1950, senate bill 2061 / house bill 1473, senate bill 1050 / house bill 1629, senate bill 172 /

house bill 35, senate bill 751 / house bill 1355, senate bill 2063 / house bill 1466, senate bill 66 / house bill 14, senate bill 791 / house bill 1521, senate bill 340 / house bill 134, senate bill 1911 / house bill 2162, senate bill 637 / house bill 422, senate bill 1207 / house bill 898, senate bill 826 / house bill 1971, senate bill 762 / house bill 1781, senate bill 1662 / house bill 1186, senate bill 1476 / house bill 1532, senate bill 1790 / house bill 1614, senate bill 2 / house bill 1033, senate bill 1052 / house bill 1935, senate bill 576 / house bill 1216, senate bill 771 / house bill 71, senate bill 274 / house bill 139, senate bill 1532 / house bill 1327, senate bill 192 / house bill 713, senate bill 789 / house bill 1502, senate bill 1243 / house bill 975, senate bill 2059 / house bill 2127, senate bill 1974 / house bill 2158, senate bill 2302 / house bill 2170, senate bill 2223 / house bill 2281, senate bill 568 / house bill 470, senate bill 28 / house bill 157, senate bill 1466 / house bill 1246, senate bill 1503 / house bill 1613, senate bill 1967 / house bill 1835, house joint resolution 200, house joint resolution 554, house joint resolution 329, house joint resolution 147, house joint resolution 461, house joint resolution 462, house joint resolution 562, house joint resolution 346, house resolution 74, house resolution 151, senate joint resolution 161, senate joint resolution 320 and senate joint resolution 357, if such bills and resolutions become law. It is the legislative intent that if funding is earmarked for such implementation in such bills or resolutions that the funds appropriated in this item be reduced accordingly.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement all bills, having an estimated first year's cost of \$100,000 or less, which become law.

Item ____.

(a) The commissioner of finance and administration shall transfer from the general fund to the transportation fund a sum sufficient equal to the appropriations in this item.

(b) In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to the department of transportation for

the sole purpose of implementing Chapter 47 of the Public Acts of 2007, Chapter 49 of the Public Acts of 2007, Chapter 127 of the Public Acts of 2007 and Chapter 193 of the Public Acts of 2007.

(c) In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to the department of transportation for the sole purpose of implementing senate joint resolution 155, senate joint resolution 569, house joint resolution 154, house joint resolution 208, house joint resolution 216, house joint resolution 243, house joint resolution 244, house joint resolution 381, house joint resolution 425, senate bill 78 / house bill 6, senate bill 83 / house bill 7, senate bill 225 / house bill 31, senate bill 77 / house bill 102, senate bill 76 / house bill 103, senate bill 467 / house bill 202, senate bill 700 / house bill 210, senate bill 279 / house bill 289, senate bill 408 / house bill 404, senate bill 1631 / house bill 557, senate bill 1632 / house bill 558, senate bill 847 / house bill 627, senate bill 54 / house bill 701, senate bill 1536 / house bill 844, senate bill 1742 / house bill 1035, senate bill 1226 / house bill 1930, senate bill 1469 / house bill 1969, senate bill 1470 / house bill 1970, senate bill 2275 / house bill 2208, senate bill 2274 / house bill 2209 and senate bill 2314 / house bill 2223, if such bills and resolutions become law.

(d) In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement the provisions of Section 1 of Senate Bill 1034 / House Bill 1214, if such bill becomes law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the following agencies sums certain to address compensation issues:

| | |
|---|-----------|
| Office of the attorney general and reporter | \$279,000 |
| Secretary of State | \$447,000 |
| Comptroller of the Treasury | \$670,000 |
| Administrative Office of the Courts | \$500,000 |

In addition, from departmental revenues, the treasury department is appropriated the sum of \$202,100 for addressing compensation issues.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$892,600 (recurring) to the general assembly to address compensation and personnel issues to be allocated as follows:

| | |
|---------------------------|-----------|
| House of Representatives | \$200,000 |
| Senate | \$200,000 |
| Other compensation issues | \$492,600 |

From the allocation made for compensation issues, a sum of \$27,600 may be allocated to the fiscal review committee; provided that, prior to the allocation of such funds, the director of the fiscal review committee shall file a compensation plan with the speaker of the house of representatives and the speaker of the senate and such plan shall be approved by such speakers.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of increasing the employer matching contribution up to a maximum of fifty dollars (\$50.00) per month for each employee authorized to participate in the state employee 401(k) program pursuant to §8-25-303.

Item _____.

(a) In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$373,300 to the comptroller of the treasury for the sole purpose of one (1) additional staff position within the division of bond finance; three (3) additional audit positions within the division of municipal audit; and one (1) additional administrative secretary position within the division of state assessed properties.

(b) In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$159,100 (of which amount \$154,100 is

recurring) to the fiscal review committee for the sole purpose of creating two (2) new fiscal analyst positions.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$577,000 (of which amount \$70,000 is recurring) to the office of legislative administration for the sole purpose of implementation of stage one of a disaster recovery strategy. Such amount shall be utilized to purchase the following technologies as well as for annual software and hardware maintenance fees associated therewith:

- (a) Virtualization software;
- (b) Back-up hardware and software;
- (c) Server hardware;
- (d) Additional storage for the storage area network; and
- (e) Notebook computers.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,500 to the Tennessee historical commission for the sole purpose of replacing a historical marker in Shelby County for Dr. Miles V. Link on the corner of McLemore and Mississippi.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the department of mental health and developmental disabilities for the sole purpose of implementing a pilot program for integration of primary care and behavioral health services in Shelby County.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 to the secretary of state for the sole purpose of studying convenience voting.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to Grainger County for infrastructure improvements.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 to the Tennessee Historical Commission for the sole purpose of the continuation of the historical interpretation pilot project for interpretation of properties listed on the National Register of Historic Places in Henderson County.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of two hundred fifty thousand dollars (\$250,000) to the commissioner of finance and administration for the purpose of making a grant to the Tennessee sports hall of fame (Hall), a 501(c)(3) organization established pursuant to Tennessee Code Annotated, Title 4, Chapter 3, Part 54. Such grant shall be used to update and replace exhibits and for additions to the Hall's collection. Such grant shall be non-recurring, shall carry forward from year to year until fully disbursed, and shall be matched on a dollar for dollar basis by private donations which are over and above the level of private donations included in the budget adopted on February 15, 2007, it being the legislative intent to encourage additional development activities by the Hall.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$89,500,000 to the department of finance and administration for the purpose of funding authorized capital projects in lieu of issuing bonds for such purposes. The department of finance and administration is authorized to adjust the appropriation in Section 1, Title III-31, for the amortization of authorized and unissued bonds accordingly.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$165,000 to the department of finance and administration for the sole purpose of paying debt service on bonds to fund a grant to the Warren County utility district for costs related to waterline improvements.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Ned McWherter Center for Rural Development for the sole purpose of services and programs.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$288,674 to the department of human services for the sole purpose of making a grant in such amount to the United Way of the Mid-South, to be used exclusively as follows:

(a) \$162,000 of such amount for the purpose of making a grant to provide funding for expansion of the earned income tax credit initiative; and

(b) \$126,674 of such amount for expansion of HIV/AIDS prevention programs.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$125,000 to the department of finance and administration for the sole purpose of making a grant in such amount to the Financial Literacy Program, to be used for matching funds to match a grant from First Tennessee Bank.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 to the department of health for the sole purpose of making a grant in such amount to Memphis Health Center, Inc., to be used for improving access to prenatal and obstetrical care in medically underserved areas plagued by high rates of infant mortality.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$950,866 (of which \$126,966 shall be non-recurring) to the department of veterans affairs for the sole purpose of employment of nine (9) veteran benefit specialists, four (4) veteran claims specialists, one (1) secretary, one (1) administrative assistant, cemetery staffing and grounds workers, and the following operations: travel expenses, furniture and partitions for claims division, research materials and training supplies, cemetery building maintenance, vehicle operations and repairs, and maintenance and upkeep of perpetual care grounds.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (recurring) to the Municipal Technical Advisory Service (MTAS) for services provided to municipal utilities.

Item _____. In addition to other funds appropriated by the provisions of this act, there is appropriated the sum of \$11,000,000 to the board of regents for the purpose of providing equipment for the Tennessee Technology Centers.

Item _____.

(a) In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the Department of Education the sum of \$600,000 for the purpose of establishing the Office of Achievement Gap Elimination and creating seven (7) new full-time positions. It is the legislative intent that the office work with high priority schools in order to help close achievement gaps that may exist within subgroups such as students with disabilities, economically disadvantaged and other subgroups, as appropriate. The Office of Achievement Gap Elimination may be co-located with Field Services Center offices, as the Department may determine.

(b) In addition the appropriation made by sub-item (a), subject to the approval of the Commissioner of Finance and Administration, there is hereby appropriated a sum sufficient not to exceed \$2,250,000 for the purpose of establishing additional exemplary educators positions, and related expenses, as necessary to assist schools that are identified as high priority schools.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$65,000 to the department of commerce and insurance to be allocated to volunteer fire departments to off-set the twenty percent (20%) fee increase charged to such departments for training provided through or by the state fire academy.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$400,000 to the department of environment and

conservation for the purpose of making a grant in such amount to the Tennessee Golf Foundation, to be used for First Tee program grants.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the department of health, office of minority health, for the sole purpose of planning and implementation of the annual health summit of minority communities.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$12,500 to the department of agriculture for the sole purpose of a Tennessee beef agribition in Murfreesboro.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 to the commission on aging and disabilities for the sole purpose of making a grant in such amount to the Tennessee Association of Senior Volunteer Directors for program enhancement and expansion.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$58,334 to the administrative office of the courts for the sole purpose of funding a full-time child support referee for the 16th judicial district.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$58,334 to the administrative office of the courts, for the sole purpose of funding a full-time child support referee for the 19th judicial district.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$58,334 to the administrative office of the courts, for the sole purpose of funding a full-time child support referee for the 7th judicial district.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 to the department of health for the sole purpose of making a grant in such amount to the Shelby County general sessions criminal court, to be used for the Shelby County ADAT Program to reduce recidivism by DUI offenders.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$95,000 to the department of finance and administration for the sole purpose of making a grant in such amount to the National Institute for Law and Equity, to be used for programs concerning childhood maltreatment and pathways to delinquency.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$75,000 (recurring) to the department of finance and administration for the sole purpose of making a grant in such amount to Ujima House Incorporated, to be used for a statewide pilot project to train existing domestic violence shelters and other interested parties on how to administer such shelters and perform intervention services to young males who are candidates for perpetrating abuse.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the department of finance and administration for the sole purpose of making a grant in such amount to the International Rockabilly Hall of Fame, to be used for construction and equipment to encourage tourism.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 to the Secretary of State for the sole purpose of providing pre-planning fees (including architectural fees), related to development of the new Tennessee State Library and Archives Building at the Bicentennial Mall in Nashville.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 non-recurring to the secretary of state for the sole purpose of acquiring radio frequency I.D. identifiers to safeguard and preserve documents housed at the Tennessee state library and archives.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 to the department of health for the sole

purpose of making grants to statewide youth suicide prevention programs, to be used for programs and services.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the city of Lawrenceburg for the sole purpose of improvements to the Lawrenceburg Airport.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (recurring) to the board of probation and parole for the sole purpose of making a grant in such amount to the Mid-Cumberland Human Resource Agency, to be used for the expansion of the community corrections pilot project in Rutherford County.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 to the department of education for the sole purpose of implementing a secondary education virtual school pilot project to provide curriculum for at-risk students as well as credit recovery, core, elective and advanced placement courses through a single point of entry.

Item _____.

(a) In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 to the city of Henderson for the sole purpose of funding the Post Secondary Education Technology Center in Chester County.

(b) In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 to Chester County for the sole purpose of funding the Post Secondary Education Technology Center in Chester County.

(c) In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 to the Post Secondary Education Technology Center in Crockett County, for the sole purpose of providing programs and services.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 to the Tennessee historical commission for the sole purpose of increasing Wars Commission grants.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (recurring) to the Tennessee historical commission for the sole purpose of funding Wars Commission operating expenses.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$356,800 (of which amount \$58,000 shall be non-recurring) to the Tennessee state museum for the sole purpose of artifact acquisition; completion of the flag book project; and employment of three (3) curatorial assistants, one (1) curator of social history, and one (1) curator of natural history.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (recurring) to the house of representatives for the purpose of expanding and enhancing statewide government access programming.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 to the state board of education for the sole purpose of facilitating program development in accordance with Senate Bill 620 / House Bill 99, if such bill becomes law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the department of finance and administration for the sole purpose of making a grant in such amount to Big Brothers, Big Sisters, to be used for the Amachi Initiative, a mentoring children of prisoners program.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated \$50,000 to the endowment fund of the Tennessee Intercollegiate State Legislature Foundation; provided that such funds are matched by private donations on a one-to-one basis.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 to the secretary of state for the sole purpose of acquiring additional databases for the Tennessee electronic library.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 to the Tennessee Arts Commission for the sole purpose of supporting implementation of the U.S. Department of Education grant for the state-wide "Value Plus" Schools Arts Integration Program.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 to the department of finance and administration for the sole purpose of making a grant in such amount to A Secret Safe Place for Newborns of Tennessee, Inc., to be used for programs, services and operational expenses.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Darryl Worley Cancer Treatment Center in Savannah, to be used for operational expenses.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 to the Aspell Recovery Center, Jackson, for the sole purpose of funding services and operation of a women's substance abuse treatment center.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$190,000 (\$95,000 recurring; \$95,000 non-recurring) to the department of finance and administration for the sole purpose of contracting with a nonprofit organization for promotion of health awareness among Tennessee males. Such nonprofit organization must have been established prior to January 1, 2004; must have received a contract administered through the Tennessee department of health; must have received funding through the vitamin supplement settlement of June 2003, administered by the Tennessee attorney general's office; and

must possess substantial experience with general health outreach and education activities for males in Tennessee, including activities for the general population and the underserved living in Tennessee.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 to the department of health for the sole purpose of making a grant in such amount to the Epilepsy Foundation of Tennessee, to be used for programs, services and operational expenses.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the department of agriculture for the sole purpose of establishing a mobile spay/neuter pilot program.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000 to the department of finance and administration for the sole purpose of making a grant in such amount to the Nashville Children's Theatre, to be used for capital improvements and operations.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$80,000 to the Tennessee historical commission for the sole purpose of matching federal funds for the completion of the historic property survey and inventory.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (recurring) to the Tennessee historical commission for the sole purpose of improvements and expansion of *The Courier*.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$65,000 to the Tennessee historical commission for the sole purpose of maintenance of historic sites.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 to the Department of Education for the sole purpose of making a grant in such amount to the Tennessee Alliance of Boys & Girls Clubs, to be used for a youth smoking prevention program called SMART Moves.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 to the department of finance and administration for the sole purpose of making a grant in such amount to the Nashville Hall of Fame Songwriters Foundation, to be used for planning, site acquisition, construction and operation of a Songwriters Hall of Fame.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the department of finance and administration for the sole purpose of making a grant in such amount to the Philadelphians Prison Ministries, Inc., to be used for HELP House.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 to the department of health for the sole purpose of making a grant in such amount to the Crumley House located in Washington County, to be used for the provision of programs and services on behalf of persons suffering from traumatic brain injuries.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the department of education for the sole purpose of making a grant in such amount to Education Equal Opportunity Group, Inc. in Nashville, to be used for programs and services for at-risk students.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000 to the administrative office of the courts for the sole purpose of continuing judicial/legal education.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 to Roane State Community College for the sole purpose of providing funding assistance for construction of the college's Expo Center.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the Tennessee Historical Society for the

sole purpose of providing funding assistance for the four (4) district competitions, held throughout the state, associated with Tennessee History Day.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,800,000 to the department of health for the sole purpose of providing HIV/AIDS services.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$8,950 to the Recording for the Blind & Dyslexic Tennessee Unit for the sole purpose of purchasing recording equipment and professional materials for the blind, visually impaired and learning disabled.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 to Juvenile Court of Shelby County for the sole purpose of programs and services.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 to the commission on aging and disabilities for the sole purpose of making a grant in such amount to the endowment fund of Senior Citizens Services, Inc. of Shelby County, to be used for ongoing support of the Ruth E. Tate Senior Center.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,500,000 (non-recurring) to the department of labor and workforce development, division of adult education to be used for adult education.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the department of mental health and developmental disabilities for the sole purpose of making a grant in such amount to Tennessee Mental Health Association, to be used for implementing a public awareness and education campaign.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 to the commission on children and youth for

the sole purpose of funding 10 new Court Appointed Special Advocate (CASA) programs in previously unserved counties.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$116,500 to the Tennessee historical commission for the sole purpose of defraying operating expenses associated with the various state-owned historical sites.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 to the Tennessee wars commission for the sole purpose of battlefield preservation, battlefield monuments and markers, and battlefield educational materials.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,000,000 to the department of finance and administration for the sole purpose of making a grant in such amount to the Memphis Bioworks Foundation.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the department of education for the sole purpose of making a grant in such amount to Students Obtaining Academic Excellence (SOAR) of Chattanooga, to be used for a pilot project in Hamilton County testing for statewide implementation.

Item ____.

(a) The commissioner of finance and administration shall transfer from the general fund to the transportation fund a sum sufficient equal to the appropriations in this item.

(b) There is appropriated the sum of \$10,000,000 (non-recurring) to the department of transportation for the sole purpose of road maintenance.

(c) There is appropriated the sum of \$5,000,000 (non-recurring) to the department of transportation for the sole purpose of making grants to publicly-owned transit providers in Tennessee. Such fund shall be distributed as follows:

(1) 50% of the funds appropriated by this item shall be based upon vehicle miles traveled within the transit system and shall be prorated among the publicly-owned transit providers accordingly;

(2) 25% of the funds appropriated by this item shall be based upon the total numbers of passengers carried by such transit system and shall be prorated among the publicly-owned transit providers accordingly; and

(3) 25% of the funds appropriated by this item shall be based upon the number of miles traveled by passengers on a transit system and shall be prorated among the publicly-owned transit providers accordingly.

The funds appropriated by this item shall be appropriated only if matching funds, in an amount equal to ten percent (10%) of such funding, are committed by the respective, local governments. Any funds not expended pursuant to this item by June 30, 2008, for the purposes of this item shall revert to the department of transportation for the sole purpose of funding public transportation efforts in this state.

AND FURTHER AMEND by inserting at the end of Section 12 the following new item to be appropriately numbered:

Item _____. From the appropriations in Section 1 of this act, there is hereby appropriated \$18,000,000 from the real estate transfer tax, to be allocated to the following programs, as authorized by Tennessee Code Annotated, Section 67-4-409:

| | |
|---|--------------|
| (a) To the 1986 Wetland Acquisition Fund | \$ 7,313,100 |
| (b) To the Local Parks Land Acquisition Fund | \$ 3,936,900 |
| (c) To the State Lands Acquisition Fund | \$ 3,375,000 |
| (d) To the Agricultural Resources Conservation Fund | \$ 3,375,000 |

This item is subject to the provisions of Senate Bill 2223 / House Bill 2281 amending Tennessee Code Annotated, Section 67-4-409 and allowing a general fund allocation from the real estate transfer tax becoming law.

AND FURTHER AMEND by deleting the period "." at the end of SECTION 2, Item 2, and by substituting instead the following:

; provided, however, no such expenditure for any such project shall be made until written notice of the Commissioner's recommendation and Building Commission's approval of such recommendation has been furnished to the Chairs of the Finance, Ways and Means Committees of the Senate and House of Representatives.

AND FURTHER AMEND by adding the following language to SECTION 2, Item 11, as a new appropriately designated sub-item:

(f) On or before October 1, 2007, the Commissioner of Finance and Administration shall submit a detailed financial report to the Chairs of the Finance, Ways and Means Committees of the Senate and House of Representatives and to the Chair of the Corrections Oversight Committee concerning all activities of the "Sentencing Act of 1985 reserve account (established and maintained pursuant to TCA, § 9-4-210)" during fiscal year 2006 - 2007. The report shall indicate the account balance on July 1, 2006, and shall itemize all funds deposited into the reserve account as well as all funds allocated from the reserve account. For each such allocation from the reserve account, the report shall describe the purpose, amount and location of the allocation as well as any other information deemed to be informative by the Commissioner.

AND FURTHER AMEND by deleting the following paragraph from SECTION 23

No state agency shall establish new programs nor expand programs, including any programs involving federal or other funds, beyond the scope of those already established, recognized and approved by the legislature, as reflected in the revised summaries cited above, until the program and the availability of the money is submitted by the Commissioner of Finance and Administration to the Finance, Ways and Means

Committee chairmen and until said committee chairmen have acknowledged in writing receipt thereof, to the Commissioner of Finance and Administration. Provided, however, that capital outlay program projects and the availability of funding shall be submitted to the State Building Commission to be acknowledged. When submitted, a copy of operational budget expansion reports shall be provided to the Fiscal Review Committee executive director and the Office of Legislative Budget Analysis director for information purposes.

and by substituting instead the following:

For the purposes of this paragraph, the term "departmental revenues" means earnings or charges for goods or services; or donations, contributions or participation by political subdivisions, foundations, corporations, firms or persons. For purposes of this paragraph, the term "state revenues", means the proceeds of taxes, licenses, fees, fines, forfeiture or other imposts laid specifically by state law. No state revenues shall be expended by any state agency unless such revenues are appropriated by the general assembly, as reflected in the provisions of this act and the revised summaries cited above. No state agency shall establish any new programs or expand any existing programs, beyond the scope of those already established, recognized and approved by the general assembly, as reflected in this act and the revised summaries cited above, unless each such new or expanded program is funded entirely from unanticipated or excess departmental revenues or federal revenues. However, no such expenditure of unanticipated or excess departmental revenues or federal revenues shall occur until written notice of the program and the availability of unanticipated or excess departmental revenues or federal revenues is submitted by the Commissioner of Finance and Administration to the Chairs of the Finance, Ways and Means Committees of the Senate and House of Representatives and until said committee chairs have acknowledged in writing receipt of such written notice; provided further, however, written notice of any new or expanded capital outlay program and the availability of unanticipated or excess departmental revenues or federal revenue funding shall also be submitted to the State

Building Commission for acknowledgement of receipt. When submitted, a copy of operational budget expansion reports shall be provided to the Fiscal Review Committee executive director and the Office of Legislative Budget Analysis director for information purposes.

AND FURTHER AMEND by deleting Item 8 of SECTION 43, which reads as follows:

Item 8. From the appropriations made in Section 1, Title III, and Section 4, Title III, but excluding Title III-1 in both sections, the Commissioner of Finance and Administration is authorized to reallocate a sum sufficient to provide for the establishment and operation of a state office in Washington, D.C. The Commissioner of Finance and Administration shall report to the Chairmen of the Senate and House Finance, Ways and Means Committees the amounts reallocated by the agency.

AND FURTHER AMEND by adding the following language as a new section to be appropriately numbered:

SECTION ____.

(a) In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty million dollars (\$20,000,000) to the secretary of state for the sole purpose of implementing the community enhancement grant program in accordance with the provisions of this section.

(b) Community enhancement grants shall only be available to support:

(1) Public safety activities, including, but not limited to, those related to local law enforcement, fire and life safety, programs designed to address local drug programs, advocacy for children and other vulnerable populations, and other criminal justice programs;

(2) Educational initiatives, including, but not limited to, those related to local schools and school support organizations, efforts to address significant local education issues such as summer reading programs, and other initiatives that address educational needs;

(3) Cultural activities, including, but not limited to, those related to enhancing opportunities provided by museums, libraries, and historic sites, and activities supporting other local cultural endeavors; or

(4) Community development activities, including, but not limited to, those related to serving the unique needs of various segments of the population, such as the elderly and youth, through supporting program offerings provided through local recreational and community facilities, senior citizens centers, boys and girls clubs, and the like as well as county and municipal infrastructure improvements such as road and bridge planning, construction and maintenance.

(c) Grant proceeds must be used for one (1) or more of the following purposes: programs, services, operating costs, equipment, construction, renovation and maintenance.

(d) Notwithstanding any provision of this act to the contrary, a community enhancement grant to a governmental or non-governmental agency or entity shall not be disbursed until the recipient has filed with the secretary of state a plan specifying the proposed use of such funds in accordance with the purposes enumerated in subsection (c) of this section and the benefits anticipated to be derived therefrom. As a prerequisite to the receipt of such grant, the recipient shall agree to provide to the secretary of state, within ninety (90) days of the close of the fiscal year within which such grant was received, an accounting of the actual expenditure of such funds, including a notarized statement that the report is true and correct in all material respects; provided, however, that the secretary may require, in lieu of the accounting as provided above, an audited financial statement of the governmental or non-governmental agency or entity. A copy of such accounting or audit, as the case may be, shall be filed with the office of the comptroller of the treasury.

(e) No community enhancement grant shall be disbursed to a non-governmental agency or entity until the recipient of such grant has presented evidence to the secretary that such recipient is a not-for-profit corporation, nonprofit association, or similar non-

profit organization. For purposes of this subsection (e), any one (1) of the following shall constitute evidence that a recipient is a not-for-profit corporation, nonprofit association, or similar non-profit organization:

(1) Documentation from the internal revenue service recognizing the grant recipient as holding a determination of exemption as a 501(c) organization; such documentation shall be supported by an affidavit from the 501(c) organization's chair, president or chief administrative officer affirming that the organization's 501(c) status has not been revoked;

(2) A copy of the charter of a not-for-profit corporation;

(3) Documentation that a grant recipient holds property tax exempt status;

(4) A copy of organizational documents and any other documents that prove to the satisfaction of the secretary that a grant recipient has been in continuous and active existence as a non-profit organization located in Tennessee for at least two (2) calendar years immediately preceding the fiscal year in which such grant shall be made; such documentation shall be supported by an affidavit signed by the organization's chair, president or chief administrative officer affirming that the organization has been in continuous and active existence in Tennessee for at least two (2) calendar years immediately preceding the fiscal year in which such grant shall be made; or

(5) An affidavit signed by the county mayor, or county executive, from the county where the grant recipient is located affirming that the grant recipient is a not-for-profit corporation, nonprofit association, or similar non-profit organization.

(f) Notwithstanding any provision of this act to the contrary, if multiple grants are allocated to the same recipient, then such recipient shall be awarded the sum total of such multiple grants.

(g) Grants shall be awarded in accordance with the following procedure:

(1) Organizations shall apply for grants to the secretary of state no later than August 15, 2007, and shall include such information as the secretary of state deems appropriate.

(2) The secretary of state shall make grants to applicants as the secretary deems appropriate and in such amounts as the secretary determines appropriate. In making determinations relative to grant awards, the secretary of state is authorized to take into account factors the secretary deems relevant, including the benefits of making the grant.

AND FURTHER AMEND by deleting Section 47 in its entirety and by substituting instead the following:

SECTION 47. The provisions of this section shall take effect upon becoming a law, the public welfare requiring it.

Item 1. From state revenues and other funds available to the general fund in excess of requirements for the fiscal year ending June 30, 2007, the Commissioner of Finance and Administration shall establish the Revenue Fluctuation Reserve in such amount as may be available under the provisions of Tennessee Code Annotated, Section 9-4-211. Provided, it is the legislative intent that the Revenue Fluctuation Reserve be set at a level of not less than \$542,900,000 on June 30, 2007.

Item 2. From state revenues and other funds available to the general fund in excess of requirements for the fiscal year ending June 30, 2008, the Commissioner of Finance and Administration shall establish the Revenue Fluctuation Reserve in such amount as may be available under the provisions of Tennessee Code Annotated, Section 9-4-211. Provided, it is the legislative intent that the Revenue Fluctuation Reserve be set at a level of not less than \$750,000,000 on June 30, 2008.

AND FURTHER AMEND by deleting SECTION 52 in its entirety and by substituting instead the following:

SECTION 52.

Item 1. From the Lottery for Education Account, the After-School Programs Special Account, and other accounts and sub-accounts established pursuant to Tennessee Code Annotated, Title 4, Chapter 51, the Tennessee Education Lottery Implementation Law, sums sufficient hereby are appropriated for the higher education scholarship programs and other education programs authorized by that law and by Tennessee Code Annotated, Title 49, Chapter 4, Part 9, relative to higher education scholarships; Title 49, Chapter 6, Part 1, relative to early childhood education and pre-kindergarten programs; Title 49, Chapter 6, Part 7, relative to after-school educational programs; Senate Bill 1086 / House Bill 1014, relative to after school programs, if such bill becomes a law and Senate Bill 611 / House Bill 653, relative to postsecondary financial assistance, if such bill becomes a law. The appropriations from these sources for pre-kindergarten and early childhood education programs pursuant to Title 49, Chapter 6, Part 1, shall not exceed \$25,000,000 and for after-school programs pursuant to Title 49, Chapter 6, Part 7, shall not exceed the balance available in the After-School Programs Special Account at June 30, 2007, and such balance hereby is appropriated for expenditure in the fiscal year beginning July 1, 2007; provided, that in both cases the appropriation is contingent upon the availability of funds in the proper account and upon the availability of excess funds from net lottery proceeds, after the funding of higher education scholarships. The availability of excess funds shall be determined by the Commissioner of Finance and Administration prior to the distribution of any excess funds. A copy of such determination shall be filed with the chairs of the Select Committee on the Tennessee Education Lottery Corporation and the Office of Legislative Budget Analysis. From the Lottery for Education Account, a sum sufficient is appropriated to the Comptroller of the Treasury for a longitudinal pre-kindergarten study.

Item 2. Higher Education Lottery Scholarship award amounts for the 2007-2008 academic year shall be:

(a) \$4,000 for an eligible student under the HOPE scholarship award pursuant to § 49-4-914(a);

(b) \$2,000 for an eligible student under the HOPE scholarship award pursuant to § 49-4-914(b);

(c) \$1,500 for an eligible student under the ASPIRE need-based supplemental award pursuant to § 49-4-915;

(d) \$1,000 for an eligible student under the General Assembly Merit Scholar supplemental award pursuant to § 49-4-916;

(e) \$2,000 for an eligible student under the Wilder-Naifeh Technical Skills Grant pursuant to § 49-4-921;

(f) Pursuant to the provisions of Section 49-4-920, the award amount for an eligible student under the Tennessee HOPE access grant shall be \$2,750 at four-year schools and \$1,750 at two-year schools; and

(g) The award amount for an eligible student under the Tennessee HOPE foster child tuition grant shall be determined under the provisions of Section 49-4-933.

Item 3. From interest earnings attributable to the lottery for education account, there is appropriated the sum of \$10,000,000 to the Tennessee student assistance corporation for the sole purpose of supplementing Tennessee student assistance awards.

AND FURTHER AMEND by adding the following language as new sections to be appropriately numbered:

SECTION _____. From funds appropriated to higher education within this act, it is acknowledged that the sum of \$70,000,000 represents improvement funding.

Notwithstanding the distribution of these funds to formula units in Section 1 or any provision of this act to the contrary, it is the legislative intent that all higher education employees receive a three percent (3%) cost of living adjustment and that improvement funds allocated to formula institutions be distributed to such institutions in a manner to fully fund the three percent (3%) salary policy for state appropriations. Further, it is the intent that state improvement funds allocated to formula units remaining after funding the

salary policy shall be distributed utilizing the Tennessee higher education commission's "gap" methodology. The Tennessee higher education commission is directed to recommend to the commissioner of finance and administration a distribution plan for such funds to achieve this intent. The commissioner is authorized to revise the distribution of funds improvement funds appropriated to higher education in this act to implement such distribution plan.

SECTION _____. Notwithstanding any other provision of this act to the contrary, the allocation to reserve made for the federal REAL ID Act is reduced by \$25,500,000.

SECTION _____. Notwithstanding any other provision of this act to the contrary, the \$10,000,000 appropriation made to the department of health for tobacco-use prevention is non-recurring.

SECTION _____. Notwithstanding any other provision of this act to the contrary, \$12,000,000 of the sum appropriated by this act to land acquisition funds is non-recurring.

SECTION _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$6,984,400 to the department of finance and administration for the purpose of restoring the proposed reduction for higher education insurance rate adjustments.

AND FURTHER AMEND by adding the following language as a new section to be appropriately numbered:

SECTION _____.

(a) The department of human services is directed to review and analyze the current rate system for compensating child care providers who provide child care services on a subsidized basis for TANF beneficiaries. Such study shall examine market rates, provider costs, availability of services, demand for services, as well as the direct and indirect impacts of the current rate system on the success and/or failure of TANF policies and objectives. The department shall also examine the feasibility, cost, benefits and other related matters relative to

revising the current rate structure upward to provide reimbursement at the 45th percentile of current market rates. Not later than November 1, 2007, the department shall publish a written report of its findings and recommendations and shall deliver copies of such report to the governor, the speaker of the senate, the speaker of the house of representatives, the chairs of the finance, ways and means committees of the senate and house of representatives, the chair of the general welfare, health and human resources committee of the senate, the chair of the children and family affairs committee of the house of representatives and the office of legislative budget analysis.

(b) The department of finance and administration shall perform a review of rates provided to contractors performing services substantially similar to direct care staff at development centers. The department shall report findings and recommendations for rate adjustments to the governor, the chairs of the senate and house finance ways and means committees and the office of legislative budget analysis by November 1, 2007. If the department determines that no rate adjustments are warranted, then the department shall include in its report the specific reasons and documented evidence supporting such a determination.

(c) The department of education shall examine current available funding, allocation of available funding and the availability of new funding sources for adult education programs. The department of education shall further analyze the adult education system to determine if appropriate resources are being provided to enable the adult education system to function in an appropriate programmatic and cost effective manner. The department shall report its findings and recommendations concerning the adult education system to the governor, the chairs of the senate and house finance ways and means committees and the office of legislative budget analysis by November 1, 2007.

(d) The department of education shall also examine current available funding, allocation of available funding and the availability of new funding

sources, for career and technical education equipment in high schools. The department of education shall further analyze career and technical education equipment in high schools to determine if appropriate resources are being provided to enable adequate equipment in high schools for career and technical education to function in an appropriate programmatic and cost effective manner. The department shall report its findings and recommendations concerning the adult education system to the governor, the chairs of the senate and house finance ways and means committees and the office of legislative budget analysis by November 1, 2007.

(e) It is the legislative intent to examine the advisability of providing recurring funding to the department of health to provide smoking cessation programs on a continuing basis.